

**IN THE HIGH COURT OF JUDICATURE AT MADRAS****DATED : 12.01.2024****CORAM :****THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN****S.A.No.720 of 2013**

V.M.Jayapandian Nadar

... Appellant

Vs.

G.Neelakandan

...respondent

Prayer:- This Second Appeal has been filed under Section 100 of Civil Procedure Code against the Judgment and decree dated 14.12.2012 made in A.S.No.277 of 2009 on the file of the III Additional Judge, City Civil Court, Chennai confirming the judgment and decree dated 27.04.2009 passed in O.S.No.2602 of 2003 on the file of the XIII Assistant Judge, City Civil Court, Chennai.

For Appellant

: Mr.R.Ramanlal

JUDGMENT

Today, when the matter is taken up for hearing, Mr.Ramanlal, learned counsel for the appellant submits that despite several intimations to his client, he has not approached him for the purpose of taking steps to bring on record the Lrs of the deceased sole respondent. In these



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V.LAKSHMINARAYANAN.J.**dn**

circumstances, he pleads his inability to bring on record the legal representatives of the deceased sole respondent. Steps have not been taken and since the counsel pleads his inability to take steps as despite intimation, the appellant has not approached him in this regard, this Court has no other option than to record the inability of the appellant to prosecute the appeal.

2. Accordingly, the Appeal is dismissed as abated. No costs.

12.01.2024

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To

- 1.The III Additional Judge, City Civil Court, Chennai
3. The XIII Assistant Judge, City Civil Court, Chennai.

SA.No.720 of 2013