



WEB COPY



S.A.No.129 of 2012

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:12.01.2024

CORAM

THE HONOURABLE Mr. JUSTICE G.ARUL MURUGAN

S.A.No.129 of 2012

and M.P.Nos.1, 2 and 3 of 2012 and 5455 of 2018

1.Subramanian

2.Elumalai

...Appellants

Vs

1.Gowri

2.Sekar

3.Vijaya

...Respondents

PRAYER: Second Appeal is filed under section 100 of the Civil Procedure Code, to set aside the decree and judgment made in A.S.No.55 of 2010 dated 21.06.2011 passed by the Principal Subordinate Judge, Dindivanam reversing the decree and judgment in O.S.No.16 of 2008 dated 14.09.2010 by District Munsif Court, Vanur.

For Appellants	:	No appearance
For R1	:	Mr.Prakash Adiapadam
For R2 and R3	:	No appearance.



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S.A.No.129 of 2012

G.ARUL MURUGAN, J.,

mpa

J U D G M E N T

By order dated 22.06.2015, this Second Appeal was already dismissed for non prosecution and the same has been restored. When the second appeal was listed for hearing on 30.10.2023, 21.11.2023, 19.12.2023 and 10.01.2024, there was no representation on the side of the appellants and the matter was directed to be posted for dismissal today. Even today, when the matter was posted under the caption "for dismissal", still there is no representation on the side of the appellants. It is evident that the appellants are not interested in prosecuting the second appeal and there is no useful purpose in keeping the second appeal pending. Therefore, this Second Appeal is dismissed for non prosecution. No costs. Consequently, connected miscellaneous petitions are closed.

12.01.2024

Index : Yes/No
Speaking order/non-speaking order
mpa
To

1. The Principal Subordinate Judge, Dindivanam.
2. The District Munsif Court, Vanur.

S.A.No.129 of 2012
and M.P.Nos.1, 2 and 3 of 2012 and 5455 of 2018