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C.M.A.No.2012 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :10.12.2024

CORAM

THE HONOURABLE MRS. JUSTICE J.NISHA BANU
and
THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

C.M.A.No.2012 of 2023
and CMP.No.19513 of 2023

Ram RV
S/o Venkataswamy

... Appellant

Vs.

Archana,
D/o Jayaraj

... Respondent

Prayer: This Civil Miscellaneous Appeal is filed under Section 9 of the Family Courts Act against the judgement and decree passed in H.M.O.P.No. 1473/2019 dated 17.06.2023 passed by the I Additional Family Court, Chennai.

For Appellant : No appearance

For Respondent : Mr.Prashant Rajagopal

JUDGMENT

(Judgment of the Court was delivered by J. Nisha Banu, J)

When the matter came up for hearing on 02.12.2024, the learned



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counsel for the respondent/wife would state that the parties were living separately from 2018 onwards and that the appellant was also not interested to visit the child. Learned counsel for the appellant sought short accommodation. Therefore, the matter was posted 'for orders' on 09.12.2024. When the matter was called on 09.12.2024, there was no representation for the appellant. Learned counsel for the respondent was present and this Court directed the Registry to list the matter on 10.12.2024 under the caption "For dismissal".

2. Today, the matter is listed under the caption 'For Dismissal'. Even today, there is no representation for the appellant. Learned counsel for the respondent is present. It appears that the appellant is not interested in prosecuting the case. Therefore, this Court has no other option except to dismiss the appeal for non-prosecution. Accordingly, the Civil Miscellaneous Appeal is dismissed for non-prosecution. No costs. Consequently connected miscellaneous petition is closed.

(J.N.B, J.) (R.S.V., J.)
10.12.2024

vsi



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The I Additional Family Court,
Chennai.



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R. SAKTHIVEL, J.

vsi

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