



WEB COPY



S.A.No.384 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.08.2024

CORAM:

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

S.A.No.384 of 2019

and

CMP.No.8614 of 2019

Ramasamy (Deceased)

- 1.Mariyammal
- 2.G.K.Muthusamy
- 3.G.K.Kandhasamy
- 4.Chinnasamy @ Pechiyanna Gounder
- 5.Periyasamy @ Rakkiyanna Gounder
- 6.Karuppayal
- 7.G.P.Ayyachami
- 8.G.P.Arumugam
- 9.G.P.Ramasamy
- 10.Prakash
- 11.Manimegalai
- 12.K.Ramachandran
- 13.N.Nainakk Gounder

...Appellant

Vs.

Moorthy

...Respondent

Prayer: Second Appeal filed under Section 100 of the Civil Procedure Code against the judgment and decree passed in A.S.No.6 of 2018 dated 04.06.2018 on the file of the Sub Court, Gobichettipalayam reversing the judgment and decree made in O.S.No.95 of 2010 dated 08.12.2017 on the file of the District Munsif Court, Gobichettipalayam.



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For Appellants : Mr.Guru Nandhan
for M/s.P.R.Balasubramanian

For Respondent : Ms.R.Meenal

JUDGMENT

Mr.Guru Nandhan representing Mr.P.R.Balasubramanian, learned counsel on record for the appellants and Ms.R.Meenal, learned counsel for the sole respondent are before this Court.

2. This Court has perused the case file.

3. When the matter came up for hearing before this Court on 07.08.2024 and 12.08.2024, this Court observed as follows:-

07.08.2024:-

“ Learned counsel for the appellants and the learned counsel for the respondent are present.

At request of the learned counsel for the appellants, this Second Appeal is adjourned to 12.08.2024”

12.08.2024:-

“ Both sides present.

2. Learned counsel for the appellants is not ready to argue the matter today.

3. At request of the learned counsel for the appellants, this Second Appeal is adjourned to 19.08.2024.”

4. Today, the learned counsel for the appellants submits that he is not



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ready to argue the matter. Sufficient opportunities were given to the appellants to proceed with the second appeal. Despite sufficient opportunities given, the appellants are not ready to argue the matter today also. Hence, this second appeal is dismissed for default, and the appellants shall pay the cost to the respondent. Consequently, connected civil miscellaneous petition is closed.

21.08.2024

Index : Yes/No

Neutral Citation Case : Yes/No

Speaking Order : Yes/No

NST

To

1. The Subordinate Court, Gobichettipalayam.

2. The District Munsif Court, Gobichettipalayam.

R.SAKTHIVEL, J.



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