



S.A.(MD).No.511 of 2009

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THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **22.08.2024**

CORAM:

THE HONOURABLE **MRS.JUSTICE S.SRIMATHY**

S.A.(MD).No.511 of 2009

and

M.P.(MD)No.1 of 2009

1. Mani Nadar

2. Chelladurai Nadar Appellants

Vs

1. Aarthar Devadoss

2. Chellamal

3. Arumugakkani

4. S.Thomas

5. Abiraham Muthukumar

6. Mohan Doss

7. R.Senthilkumar



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8. Renganathan

9. Latha @ Mullaikodi

... Respondents

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code, to allow the appeal by setting aside the judgement and decree passed in A.S.No.227 of 2006 on the file of the Principal Sub-Court, Tirunelveli, dated 29.01.2009 confirming the judgement and decree in O.S.No.774 of 1999 on the file of the 2nd Additional District Munsif Court, Tirunelveli, dated 18.06.2004.

For Appellants : No appearance

For Respondents : No appearance

JUDGMENT

The learned Counsel appearing for the appellant had already reported no instructions on 09.08.2024. Therefore, this Court ordered notice to the appellant. Now, the learned Counsel for the respondents also reported no instructions. Therefore, this Court is not inclined to take up the case, since the parties are not inclined to prosecute the case.



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2. Hence, this Second Appeal is dismissed for non-prosecution with liberty to the appellants to prosecute the case, if so advised. No costs. Consequently, connected miscellaneous petition is closed.

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Index : Yes / No
NCC : Yes / No

jbr



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S.SRIMATHY, J.

jbr

TO:

The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.

Judgment made in
S.A.(MD)No.511 of 2009

Dated:



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