



*S.A(MD)No.837 of 2008*

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.07.2024**

CORAM

**THE HON'BLE MR.JUSTICE S.SOUNTHAR**

**S.A(MD)No.837 of 2008**

Radhamony

... Plaintiff/Appellant  
Appellant

Vs.

The State of Tamil Nadu,  
Represented by the District Collector,  
Kanyakumari District,  
Nagercoil.

... Defendant/Respondent  
Respondent

**PRAYER** : Second Appeal filed under Section 100 of the Civil Procedure Code, against the judgment and decree in A.S.No.173 of 2004, dated 07.12.2005 on the file of the Subordinate Judge, Padmanabhapuram, confirming the judgment and decree in O.S.No.22 of 2002, dated 08.10.2004 on the file of the Additional District Munsif, Padmanabhapuram.

For Appellant : Mr.K.Sreekumaran Nair

For Respondent : Mr.S.R.A.Ramachandran  
Additional Government Pleader



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### **JUDGMENT**

It is seen from the records, death of sole appellant was reported to this Court on 10.06.2024. When the Second Appeal is taken up for hearing today, the learned Counsel for the appellant submits that he has not received any instruction from the legal heirs of the deceased sole appellant for taking necessary steps.

2. Recording the same, this Second Appeal stands dismissed as abated. There shall be no order as to costs.

**02.07.2024**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes  
BTR

To

- 1.The Subordinate Judge,  
Padmanabhapuram.
- 2.The Additional District Munsif,  
Padmanabhapuram.
- 3.The Section Officer,  
Vernacular Record Section,  
Madurai Bench of Madras High Court,  
Madurai.



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**S.SOUNTHAR, J.**

BTR

**Judgment made in**  
**S.A(MD)No.837 of 2008**

**Dated:**  
**02.07.2024**