



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:**06.06.2024**

CORAM:

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

S.A.NO.911 OF 2008

1.Subramanian(died),

2.Soundaravalli

3.Banumathi

4.Kannan

5.Manikandan

6.Chinnaiya

7.Seetharaman :Appellants/Appellants/Defendants

(Sole Appellant died and memo dated 3.4.2012 is recorded as per order of this Court made in S.A(MD)No.911 of 2008, dated 3.4.2012)

(Appellants 2 to 7 are brought on record as legal representatives of the deceased sole appellant as per order of this Court dated 18.10.2016 made in M.P(MD)No.1 to 3 of 2013 in S.A(MD)No.911 of 2008

.vs.

1.P.S.P.Sethuraman(died)

2.S.P.Palaniappan @ Kasi Viswanathan

3.S.P.Ramanathan

4.S.P.Valathappan @ Mani(died)

5.S.P.Alagappan @ Lakshmanan

6.S.P.Chidamparam



7.Anandhi

8.SE.Palaniyappan

9.K.Senthilkumar

10.M.Periyakaruppan

11.M.Kumarappan

12.N.Vishalakshi

(Respondents 7 and 8 are brought on record as legal representatives of the deceased first respondent as per order of this Court made in C.M.P(MD)No.6774 to 6776 of 2016 in S.A(MD)No.911 of 2008, dated 18.10.2016)

(9th respondent is brought on record as legal representatives of the deceased second respondent as per order of this Court made in C.M.P(MD)No.6777 to 6779 of 2016 in S.A(MD)No.911 of 2008, dated 19.10.2016)

(Respondents 10 to 12 are brought on record as legal representatives of the deceased fourth respondent as per order of this Court made in C.M.P(MD)Nos.6780 of 2016 to 6782 of 2016 in S.A(MD)No.911 of 2008, dated 19.10.2016)

:Respondents/Respondents/Defendants

PRAYER: Second Appeal filed under Section 100 of Civil Procedure Code against the judgment and decree made in O.S.No.546 of 1995, dated 30.06.2003, on the file of the District Munsif-cum-Judicial Magistrate, Thirumayam which was confirmed in A.S.No. 88 of 2003, dated 27.10.2006, on the file of the Additional District Judge(Fast Track Court), Pudukkottai.

For Appellants

:No appearance

For Respondents
3 and 5 to 12

:Mr.P.Thiiyagarajan



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Respondents
1,2 and 4

:Steps taken

JUDGMENT

It is seen that the Second Appeal was dismissed for default on 09.04.1012 and thereafter, it has been restored on application filed by the appellants.

2.When the Second Appeal was listed on 5.6.2024, there was no representation for the appellants and hence, in order to give an opportunity to the appellants, Registry was directed to list the matter under the caption “for dismissal” today. Even today, there is no representation for the appellants.

3.Hence, the Second Appeal is dismissed for default. No costs.

06.06.2024

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

vsn

To

1.The Additional District Judge,
(Fast Track Court),
Pudukkottai.



2. The District Munsif-cum-Judicial Magistrate,
Thirumayam.

3. The Record Keeper,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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S.SOUNTHAR, J.

vsn

JUDGMENT MADE IN
S.A(MD)NO.911 OF 2008

06.06.2024