



S.A.(MD).No.383 of 2012

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **05.12.2024**

CORAM:

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

S.A.(MD).No.383 of 2012

Ravichandran

... Appellant

/Vs./

1.K.Soundaraj

2.The Commissioner,
Madurai Corporation, West Region,
Arignar Anna Maligai,
Tallakulam, Madurai-2.

...Respondents

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code, against the Judgment and Decree dated 30.09.2011, made in A.S.No.209 of 2008 on the file of the 3rd Additional Sub Court, Madurai, confirming the Judgment and Decree, dated 04.12.2008, made in O.S.No.591 of 2006 on the file of the Principal District Munsif Court, Madurai Town.

For Appellant	: Mr.G.Prabhu Rajadurai
For R1	: No appearance
For R2	: Mr.K.K.Kannan



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JUDGMENT

When the case was taken up for hearing on 12.11.2024, the learned Counsel appearing for the appellant failed to appear before this Court. Hence, the case was posted on 20.11.2024 under the caption “for dismissal”.

2.When the case was taken up for hearing on 20.11.2024, the learned Counsel appearing for the appellant submitted that he could not contact the appellant and also submitted that he heard that the appellant is no more and he could not confirm the said fact. Hence, the case was posted today, ie., on 05.12.2024 under the caption “for dismissal”.

3.When the case was taken up for hearing today, ie., on 05.12.2024, the learned Counsel appearing for the appellant submitted that he is not able to take instructions from the appellant.



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4. Therefore, the present second appeal is dismissed for non prosecution with liberty to restore and contest the case, if so advised. No costs.

05.12.2024

Index : Yes / No

NCC : Yes / No

Tmg

TO:

1. 3rd Additional Sub Court, Madurai.
2. Principal District Munsif Court,
Madurai Town.
3. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY, J.

Tmg

Judgment made in
S.A.(MD)No.383 of 2012

Dated:
05.12.2024