



S.A(MD)No.335 of 2006

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **01.10.2024**

CORAM

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

**S.A(MD)No.335 of 2006
and
C.M.P(MD)No.2599 of 2006**

1.Samsudeen
2.Mohammed Mydeen ... Appellants/Appellants/Defendants

Vs.

1.Sainbu Bivi
2.Naniambal ... Respondents/Respondents/Defendants

Prayer: Second Appeal filed under Section 100 of the Code of Civil Procedure against the judgment and decree dated 16.03.2005 made in A.S.No.1 of 2005 on the file of the Principal District Court, Tirunelveli, confirming the judgment and decree dated 16.02.2004 made in O.S.No.69 of 1998 on the file of the Sub Court, Tirunelveli.

For Appellants : Mr.K.V.Subramanian

For R – 1 : Mr.D.Nallathambi



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JUDGMENT

When the matter is taken up for hearing today, the learned counsel appearing for the appellants submitted that the letters written to the appellants were returned with an endorsement 'deceased' and he has also made an endorsement to that effect.

2.Recording the submission and endorsement made by the learned counsel appearing for the appellants, the Second Appeal is dismissed as abated. No costs. Consequently, connected Miscellaneous Petition is closed.

01.10.2024

NCC : Yes/No
Index : Yes/No
ps



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To

- 1.The Principal District Court,
Tirunelveli.
- 2.The Sub Court,
Tirunelveli.
- 3.The Record Keeper,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai.



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V.BHAVANI SUBBAROYAN, J.

ps

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Judgment made in
S.A(MD)No.335 of 2006

01.10.2024