



S.A(MD)No.119 of 2019

THE MADURAI BENCH OF MADRAS HIGH COURT

DATE : 11.07.2024

CORAM:

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

S.A(MD)No.119 of 2019
and
C.M.P.(MD)No.3042 of 2019

Narayanan

: Appellant/2nd Respondent/
3rd Defendant

Vs.

1.The Idol of Arulmigu Deebangi Amman,
Kovandakurichi Village, Lalgudi Taluk,
rep.by its Poojari cum Trustee,
D.Govindasamy Semar

: Respondent/Appellant/
Plaintiff

2.Kaliyamoorthy

: Respondent/1st Respondent/Plaintiff

Common Prayer : Second Appeals filed under Section 100 of C.P.C., against the judgment and decree dated 13.07.2015 made in A.S.No.190 of 2011 on the file of the II Additional Subordinate Judge, Trichy reversing the judgment and decree, dated 31.03.2011 in O.S.No.237 of 2006 on the file of the Additional District Munsif, Lalgudi.

For Appellant : MR.K.Prabhakar

For Respondents : Mrs.Maria Rosalin, for R1.

: R2 given up.



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S.A(MD)No.119 of 2019

JUDGMENT

The second appeal is directed against the judgment and decree made in A.S.No.190 of 2011, dated 13.07.2015 on the file of the II Additional Subordinate Judge, Trichy, reversing the judgment and decree made in O.S. No.237 of 2006, dated 31.03.2011 on the file of the Additional District Munsif, Lalgudi.

2. When the matter is taken up for hearing today, the learned counsel for the appellant would submit that the appellant was reported dead one year back and his legal heirs are not interested in proceeding the appeal.

3. Recording the said submission made by the learned counsel for the appellant, the Second Appeal is dismissed as abated. Consequently, connected Miscellaneous Petition is closed. No costs.

11.07.2024

das



S.A(MD)No.119 of 2019

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To

1. The II Additional Subordinate Judge, Trichy.
2. The Additional District Munsif, Lalgudi.
3. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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S.A(MD)No.119 of 2019

K.MURALI SHANKAR,J.

DAS

Order made in
S.A(MD)No.119 of 2019
and
C.M.P.(MD)No.3042 of 2019

Dated : 11.07.2024