



S.A.(MD).No.517 of 2021

WEB COPY

THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **19.01.2024**

CORAM:

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

S.A.(MD).No.517 of 2021

and

C.M.P.(MD)Nos.6847 and 6850 of 2021

Bhadrudheen (Died)

Hyder Ali (Died)

- 1.Aasath
- 2.Noorjahan
- 3.Anwardheen
- 4.Abdul Hameed
- 5.Fatima Beevi
- 6.Ilash Ahamed
- 7.Ishlal Ahamed

... Appellants

/Vs./

- 1.Jainboo Beevi
- 2.Anwar Dheen

...Respondents

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code against the Judgment and Decree, dated 12.03.2021, passed in A.S.No.95 of 2019 on the file of the Additional District Judge, (Fast Track), Palani, confirming the Judgment and Decree, dated 07.09.2019, passed in O.S.No.89 of 2019 on the file of the Subordinate Judge, Palani.



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For Appellants : Mr.S.Rajasekar
for M/s.Lajapathi Roy and Associates
R1 and R2 : Died
For R2 : Mr.D.Venkatesh

JUDGMENT

It is submitted that both the respondents died and the appellants have not taken any steps to implead the legal heirs.

2.The learned Counsel appearing for the 2nd respondent submitted that they have only circulated a letter to this effect but till date the appellants have not taken any steps to implead the legal heirs.

3.Hence, the second appeal is dismissed as abated with a liberty to the appellants to file a petition to reopen the second appeal, if so advised.
No costs. Consequently, connected miscellaneous petitions are closed.

19.01.2024

Index : Yes / No
NCC : Yes / No

Tmg



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1. Additional District Judge, (Fast Track), Palani.
2. Subordinate Judge, Palani.
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.517 of 2021

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