



S.A(MD).No.81 of 2004

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.08.2024

CORAM

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

**S.A(MD).No.81 of 2004
and
C.M.P(MD)No.303 of 2004
and
M.P(MD)No.1 of 2011**

N.Vijayalakshmi

... Plaintiff/Respondent/
Appellant

.VS.

1.Superintendent Engineer,
Tamil Nadu Electricity Board,
Dindigul.

2.Assistant Executive Engineer,
Tamil Nadu Electricity Board,
Kodaikanal.

3.Junior Engineer,
Tamil Nadu Electricity Board,
Kodaikanal.

... Defendants/Appellants/
Repondents



S.A(MD).No.81 of 2004

WEB COPY

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code, against the judgment and decree made in A.S.No.31/2000 on the file of the Sub-Court, Palani dated 20.10.2003 in reversing judgment and decree made in O.S.no.67 of 1997 on the file of the District Munsif Court-cum-Judicial Magistrate, Kodaikanal, dated 30.10.1998.

For Appellant : Mr.P.Rajagopalan

For R1 : Mr.B.Ramanathan

For R2 & R3 : Dismissed

J U D G M E N T

The learned counsel appearing for the appellant would submit that the matter has become infructuous and the amount has already been settled between the parties by the subsequent purchaser of the said land and hence, nothing survives for adjudication.

2. If the property has been sold to the third party and the third party has become the consumer, the Electricity Board is directed to mutate



S.A(MD).No.81 of 2004

WEB COPY

the said name of the appellant and incorporate the new consumer name and issue appropriate proceedings regarding this.

3. In view of the above, this second appeal is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

Index : Yes / No

Speaking Order : Yes / No

20.08.2024

am

To

1.The Sub-Court,

Palani.

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

Kodaikanal.

3. The Section Officer,

VR Section,

Madurai Bench of Madras High Court,

Madurai.



WEB COPY



S.A(MD).No.81 of 2004

V.BHAVANI SUBBAROYAN, J.

am

S.A(MD)No.81 of 2004

20.08.2024