



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.04.2025

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CORAM:

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

S.A.Nos.64 & 65 of 2016
and C.M.P.Nos.1791 & 1792 of 2016

S.A.No.64 of 2016

S.M.D.Livingstone
No.16, Indirani Street,
Ayyavoo Colony,
Aminjikarai,
Chennai - 600 029.

...

Appellant

versus

1.M.Amuthayee Ammal
2.Jyothiraj
3.K.Raju (deceased)
4.R.Yasodha
5.R.Prakash Ravi
6.R.Vijaya Ravi

...

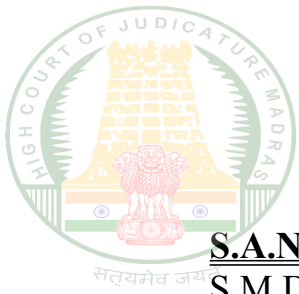
Respondents

[R4 to R6 brought on record as LR's of the deceased R3 vide order dated 07.11.2014 made in M.P.No.1 of 2014 in SA.SR.No.5449 of 2011]

Prayer: Second Appeal has been filed under Section 100 of Civil Procedure Code against the judgment and decree dated 07.01.2010 made in A.S.No.48 of 2008 on the file of the learned III Additional Judge, City Civil Court, Chennai, confirming the judgment and decree in O.S.No.1846 of 2004, dated 09.07.2007 on the file of the learned VIII Assistant Judge, City Civil Court, Chennai.

For Appellant : Mr.R.Rajesh Kumar

For Respondents : Mr.K.V.Anantha Krishnan - R1 & R2



S.A.No.65 of 2016

S.M.D.Livingstone

No.16, Indirani Street,
Ayyavoo Colony,
Aminjikarai,
Chennai - 600 029.

...

Appellant

versus

M.Amuthayee Ammal

...

Respondent

Prayer: Second Appeal has been filed under Section 100 of Civil Procedure Code against the judgment and decree dated 07.01.2010 made in A.S.No.208 of 2009 on the file of the learned III Additional Judge, City Civil Court, Chennai, confirming the judgment and decree in O.S.No.3515 of 2003, dated 09.07.2007 on the file of the learned VIII Assistant Judge, City Civil Court, Chennai.

For Appellant : Mr.R.Rajesh Kumar

For Respondent : Mr.K.V.Anantha Krishnan

JUDGMENT

The sole appellant in these appeals had died as early as on 05.06.2023 and when the appeals were listed on 04.02.2025, 26.02.2025 and 04.04.2025, time was given for taking necessary steps to substitute the legal heirs of the deceased appellant.



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2. Even today, when these matters are taken up for hearing, no steps have been taken and it is evident that the appellant is not interested in prosecuting the appeals.

3. In view of the same, these Second Appeals are *dismissed as abated*. There shall be no order as to costs. Consequently, the connected Miscellaneous Petitions are closed.

24.04.2025

Speaking order / Non-speaking order

Index : Yes / No

Neutral Citation : Yes / No

sri

To

1.The III Additional Judge,
City Civil Court, Chennai.

2.The VIII Assistant Judge,
City Civil Court, Chennai.

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S.A.Nos.64 & 65 of '2016



G.ARUL MURUGAN, J.

sri

S.A.Nos.64 & 65 of 2016
and C.M.P.Nos.1791 & 1792 of 2016

24.04.2025