



S.A.No.1238 of 2014

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.12.2025

PRESENT:

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

S.A. No. 1238 of 2014

and

M.P. Nos. 1 & 2 of 2014

S.P.Subramanian
Sembanur,
Aranganur Post,
Mettur Taluk,
Salem District.

...Appellant

Vs.

S.V.Murugesan (died)
Sakthi Masala Company
Mamarathupalayam
Gangapuram Colony
Erode Taluk
Erode District.

2.M.Prabakaran
S/o.S.V.Murugesan

3.Saravanan
S/o.S.V.Murugesan

R2 & 3 both residing at Sakthi Masala
Hospital Backside, Mamarathupalayam.
Erode District.



S.A.No.1238 of 2014

4.Pramila

W/o.Venkatachalam

No.6 Aranaplots,

Valmekki Street, Nilamangai Nagar,

Adambakkam, Chennai – 600088.

(R2 to R4 brought on record as Lrs of the deceased sole respondent viz., (S.V.Murugesan) vide court order dated 06.04.2022 made in C.M.P.Nos.6261, 6265 and 6266 of 2022 in S.A.No.1238 of 2014)

...Respondents

PRAYER: Second Appeal filed against the Judgment and Decree dated 30.06.2014 passed in A.S.No.96 of 2013 on the file of the Principal District Judge of Erode confirming the Judgment and Decree dated 16.08.2013 passed in O.S.No. 148 of 2011 on the file of the II Additional Subordinate Judge of Erode.

For Appellant : No appearance.

For Respondents : R1 – Died

R2 & R3 – No appearance.

R4 – No such person.

J U D G M E N T

When this matter was taken up for hearing on 20.11.2025, the learned counsel for the appellant has filed a memo dated 19.11.2025 reporting no instructions and the matter was listed on 04.12.2025 by printing the name of the appellant. On 04.12.2025, there was no representation for the appellant. Hence,



S.A.No.1238 of 2014

the matter was directed to be listed today under the caption 'For dismissal'. Even today, there is no representation for the appellant.

2. Accordingly, this Second Appeal is dismissed for non-prosecution. No costs. Consequently, all the connected miscellaneous petitions, if any stand closed.

08.12.2025

ay

Index: Yes/No

Speaking order/Non-speaking order

Neutral Citation: Yes/No

To

1. The Principal District Judge,
Erode.

2. The II Additional Subordinate Judge,
Erode.

3. The Section Officer,
V.R. Section,
High Court of Madras, Chennai.

3/4



WEB COPY



S.A.No.1238 of 2014

DR. A.D. MARIA CLETE, J

ay

S.A.No.1238 of 2014

Dated: 08.12.2025