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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 16.12.2025

CORAM:

THE HONOURABLE MRS JUSTICE N. MALA

S.A.(MD) No.1086 of 2008

1.V.Ayyakutty (Died)

2.A.Rajesh

...Appellant/Respondent/Defendant

(2nd appellant was brought on record as
legal heir of the deceased sole appellant vide
order dated 01.03.2010 and made in

MP(MD)Nos.1 to 3 of 2009 in SA(MD)No.1086 of 2008)

vs.

M.Bellarimin

... Respondent/Appellant/ Respondent

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code against the judgment and decree dated 25.04.2005 passed by the Sub Court, Padmanabhapuram made in A.S. No.93 of 2003 reversing the judgment and decree dated 16.10.2003 made in O.S. No.223 of 1998 on the file of Principal District Munsif Court, Padmanabhapuram.

For Appellants : No appearance

For Respondent : Mr.K.Sree Kumaran

JUDGMENT

On 03.12.2025 and 10.12.2025, when the matter was taken up for hearing, there was no representation for the appellants. The matter was



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therefore directed to be listed under the caption "for dismissal". Even today, there is no representation for the appellants. It appears that the appellants are not interested in prosecuting the appeal. Accordingly, this appeal is dismissed for non-prosecution. No costs.

16.12.2025

Index : Yes/ No
Speaking order / Non-speaking order
Neutral Citation : Yes / no
CM



To:

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- 1.The Sub Court, Padmanabhapuram
- 2.The Principal District Munsif Court, Padmanabhapuram.
- 3.The Section Officer,
VR Section,
Madurai Bench of Madras High Court
Madurai.



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N.MALA.J.,

CM

Judgment in
S.A.(MD) No.1086 of 2008

16.12.2025