



S.A.(MD).No.283 of 2012

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.01.2025

CORAM:

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

S.A.(MD).No.283 of 2012

K.Manikandan

... Appellant

/Vs./

1.J.Achiyammal (Died)

2.P.Kannan

3.R.Alagar

4.K.Chinnathambi

5.Jayarani

6.Jaya Chandran

7.Jaya Prakash

...Respondents

(Respondents 2 to 4 remained ex-parte before the Courts below)

(R5 to R7 are brought on record as LRs of the deceased R1, vide Court order, dated 28.08.2012, made in MP(MD)No.3 of 2012 in SA(MD)No.283 of 2012)

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code, against the Judgment and Decree dated 12.11.2008, made in A.S.No.49 of 2007 on the file of the Principal Sub Court, Dindigul, reversing the Judgment and Decree, dated 04.01.2007, made in O.S.No.405 of 2005 on the file of the Additional District Munsif Court No.II, Dindigul.



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For Appellant : No appearance
R1 : Died
R2 to R4 : Ex-parte
For R5 to R7 : No appearance

JUDGMENT

When the case was taken up for hearing on 16.12.2024, the learned Counsel appearing for the appellant failed to appear before this Court. Hence, the case was posted on 03.01.2025 under the caption “for dismissal”.

2.When the case was taken up for hearing on 03.01.2025, again, the learned Counsel appearing for the appellant failed to appear before this Court.

3.Therefore, the present second appeal is dismissed for non prosecution with liberty to restore and contest the case, if so advised. No costs.

03.01.2025

Index : Yes / No
NCC : Yes / No
Tmg



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TO:

1. Principal Sub Court, Dindigul.
2. Additional District Munsif Court No.II,
Dindigul.
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.283 of 2012

Dated:
03.01.2025