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S.A.(MD)No.428 of 2004

THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.01.2025

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

S.A.(MD)No.428 of 2004

and

C.M.P(MD)No.2237 of 2004

Soosai Mariyan

...Appellant/1st Respondent/Plaintiff

-Vs-

1.Balaiyan @ Maria Antony

2.Stephen

3.Chellapppan

4.Victor Raj

5.Priince

6.Rajan

7.Thangaraj

8.Thangamany

...Respondents/Appellants/Defendants

D1,D3, D4, D6 to D9 and D11

9.Christopher

...Respondents/Respondents 2 to 4/Defendants 2,5 and 4

10.Paulraj

11.Dennis ...3rd Defendant/3rd respondent

Respondents 9 to 11 given up

...Respondents

Prayer : Second Appeal filed under Section 100 of the Civil Procedure Code, against the Judgment and Decree dated 07.09.2004 passed in A.S.No.100 of 2001 on the file of the Court of the Principal Subordinate Judge, Nagercoil(Camp at Padmanabhapuram) whereby, setting aside the Judgment and Decree, dated 17.10.2000, passed in O.S.No.2 of 1997 on the file of the Court of the Additional District Munsif, Padmanabhapuram.



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For Appellants : Mr.V.M.Balamohan Thampi

For Respondents : Mr.K.N.Thampi
for R2 to R5
R9 to R11 – given up
R6 - Dismissed for default

* * * * *

JUDGMENT

This Second Appeal has been filed against the Judgment and Decree dated 07.09.2004 passed in A.S.No.100 of 2001 on the file of the Court of the Principal Subordinate Judge, Nagercoil(Camp at Padmanabhapuram) whereby, setting aside the Judgment and Decree, dated 17.10.2000, passed in O.S.No.2 of 1997 on the file of the Court of the Additional District Munsif, Padmanabhapuram.

2. When the matter was taken up for hearing, there is no representation on the side of the appellants. The appellant remained absent for the second time.

3. In view of the above, this second appeal is dismissed for default. No costs. Consequently, connected miscellaneous petition is also closed.

30.01.2025

NCC : Yes/No
Index : Yes/No
Internet: Yes/No
RJR



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To

- 1.The Principal Subordinate Judge, Nagercoil(Camp at Padmanabhapuram)
- 2.The Additional District Munsif, Padmanabhapuram.
- 3.The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai.



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S.A.(MD)No.428 of 2004

V.SIVAGNANAM. J,

RJR

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