



S.A(MD)No.170 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 24.09.2025

CORAM:

THE HONOURABLE MR.JUSTICE P.VADAMALAI

S.A(MD)No.170 of 2015

1.Nadesa Panicker

2.Rukmani

... Appellants/Defendants

Vs.

Sridharan Nair

... Respondent/Plaintiff

PRAYER :-

This Second Appeal is filed under Section 100 of the Civil Procedure Code, to set aside the judgment and decree dated 19.06.2014 passed in A.S.No.16 of 2011 by the Sub Judge, Kuzhithurai, confirming the judgment and decree passed in O.S.No.339 of 2009, dated 28.10.2010 passed by the Principal District Munsif, Kuzhithurai.

For Appellants : Mr.B.Brijesh Kishore

For Respondent : Mr.K.Sreekumaran Nair



S.A(MD)No.170 of 2015

JUDGMENT

WEB COPY

When the matter was taken up for hearing today (24.09.2025), the learned counsel for the appellants submitted that the first appellant, namely Mr.Nadesa Panicker, died on 23.06.2019, leaving behind the second appellant as legal heir. Notice sent to the second appellant returned with an endorsement "Deceased". Hence, both the appellants are no more and there is no possibility for the appellants' counsel to further proceed with the case. He has also filed a memo to that effect. The said memo is recorded.

2. In view of the above memo filed by the learned counsel for the appellants, this Second Appeal is dismissed as abated. No costs.

24.09.2025

NCC : Yes / No
Internet : Yes / No
Index : Yes / No
VSD



WEB COPY



S.A(MD)No.170 of 2015

To

- 1.The Sub Judge,
Kuzhithurai.
- 2.The Principal District Munsif,
Kuzhithurai.
- 3.The Record Keeper,
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



S.A(MD)No.170 of 2015

P.VADAMALAI, J.

VSD

JUDGMENT MADE IN
S.A(MD)No.170 of 2015

24.09.2025