



S.A.(MD)No.374 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 11.03.2025

CORAM

THE HONOURABLE MR. JUSTICE K.K.RAMAKRISHNAN

S.A.(MD)No.374 of 2018

and

CMP(MD)Nos.10413 & 10414 of 2018

1.Muthu

2.Arunthathi

3.Maheswari

4.Shanthi

5.Loganathan

6.Santhanalakshmi

7.Saravanan

... Appellants/Appellants/1st Defendant
& Defendants 2 to 7-legal representatives
of deceased 2nd Defendant

(Since 2nd Defendant Eswariammal died, her husband and children
were impleaded as Appellants 1 to 7)

Vs

1.Mahira Banu

2.Mohammed Ali

... Respondents/Respondents 1&2/
Plaintiffs

3.The Commissioner,
Hindu Religious & Charitable Endowment,
No.119, Uthamar Gandhi Salai,
Nungambakkam, Chennai.

... Respondent/Respondent/



S.A.(MD)No.374 of 2018

4th Defendant

(3rd Defendant before the lower Court died)

WEB COPY

PRAYER: Second Appeal filed under Section 100 of C.P.C., against the judgment and decree dated 16.07.2018 passed in A.S.No.36 of 2013 on the file of the Sub-Court, Ramanathapuram, confirming the judgment & decree passed in O.S.No.236 of 1992 on the file of the District Munsif Court, Ramanathapuram, dated 21.06.2011.

For Appellants : No Appearance

For Respondent : Mr.D.Balamurugapandian
For R1 and R2
: Mr.M.Muthumanikkam,
Government Advocate (Civil Side) for R3

JUDGMENT

When the Second Appeal was taken up for hearing on 06.02.2025, this Court directed the Registry to adjourn the case to 11.03.2025 either for disposal on merits or dismissal after asking convenient date from the learned counsel for the appellant.

2. Today, when the matter came up for hearing, there is no representation for the appellants even the matter was listed under the caption for 'either for disposal on merits or dismissal'.



S.A.(MD)No.374 of 2018

WEB COPY 3. Accordingly, the Second Appeal is dismissed for non-prosecution. Consequently, the connected CMP(MD)No.10413 of 2018 is closed and CMP(MD)No.10414 is dismissed. There shall be no order as to costs.

11.03.2025

dss

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

To

- 1.The Sub-Court,
Ramanathapuram.
- 2.The District Munsif Court,
Ramanathapuram.
- 3.The Commissioner,
Hindu Relitious & Charitable Endowment,
No.119, Uthamar Gandhi Salai,
Nungambakkam, Chennai.
- 4.The learned Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
- 5.The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



S.A.(MD)No.374 of 2018

K.K.RAMAKRISHNAN, J.

dss

S.A.(MD)No.374 of 2018
and
CMP(MD)Nos.10413 & 10414 of 2018

11.03.2025