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Second Appeal No. 2292 of 2003

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.04.2026

CORAM

THE HONOURABLE MR.JUSTICE R. SAKTHIVEL

Second Appeal No. 2292 of 2003

Singaram Chettiar
S/o.Veerappa Chettiar
Lakshmana Industry
Avanashi, Coimbatore-37.

...Appellant/
Appellant/Plaintiff

Versus

1.Sornamani
W/o.Sankaralingam
645, Avanashi Road
P.N.Palayam, Coimbatore-641 037.

...1st Respondent/
Respondent/1st Defendants

2.Coimbatore City Municipal Corporation
Represented by Commissioner, Big Bazar Street,
Coimbatore.

3.R.Mahendiran,
Proprietor Raman Lorry Service,
643, Avanasi Road,
Coimbatore.

4.P.Arusamy, Maruthi Service Centre
643, Avanasi Road,
Coimbatore.

5.K.Lakshmi,
W/o.Kannaiah
643, Avanasi Road,
Coimbatore.



Second Appeal No. 2292 of 2000

6.K.Mohanraj
S/o.Kannaian
643, Avanasi Road,
Coimbatore.

....Respondents

Prayer: Second Appeal filed under Section 100 of the Code of Civil Procedure 1908, praying to set aside the Judgment and Decree dated March 19, 2003 made in A.S.No. 131 of 2002 on the file of II Additional District Judge, Coimbatore, confirming the Judgment and Decree dated April 26, 2002 made in O.S.No.5 of 2001 on the file of Principal District Munsif, Coimbatore.

For Appellant : Mr.L.S.Vaseekaran
For Mr.T.R.Rajaraman

For Respondent-2 : Mr.N.Muthuvel
Government Advocate

For Respondent-1 : Mr.D.Venkatesh
Senior Counsel

JUDGMENT

This Second Appeal has been filed praying to set aside the Judgment and Decree dated March 19, 2003 made in A.S.No. 131 of 2002 on the file of II Additional District Judge, Coimbatore, confirming the Judgment and Decree dated April 26, 2002 made in O.S.No.5 of 2001 on the file of Principal District Munsif, Coimbatore.



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2.Mr.L.S.Vaseekaran, representing Mr.T.R.Rajaraman, Counsel on record for the Appellant, Mr.D.Venkatesh, learned Senior Counsel appearing for the Respondent No.1 and Mr.N.Muthuvel, learned Government Advocate appearing for the Respondent No.2 are before this Court.

3.Representing Counsel for the Appellant submits that the sole appellant passed away. To that effect, the learned Counsel filed a Memo dated April 29, 2026. The learned Counsel further submits that the legal heirs of the deceased did not turn up. Hence, the learned Counsel reported “No Instructions”.

4.In view of the submissions, this Second Appeal is Dismissed for Non Prosecution. Considering the facts and circumstances of the case, there shall be no order as to costs.

30.04.2026

MSM

To

- 1.The II Additional District Judge, Coimbatore.
- 2.The Principal District Munsif, Coimbatore.
- 3.The Section Officer, V.R.Section, High Court, Madras.



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R.SAKTHIVEL, J

MSM

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