



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2026

CORAM

THE HONOURABLE MR.JUSTICE R. SAKTHIVEL

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Second Appeal No. 967 of 2003

1.R.T.Velu
S/o.R.T.Naidu

2.R.T.Andal
D/o.R.T.Naidu

3.R.T.Saradha
D/o.R.T.Naidu

4.R.T.Chitra
D/o.R.T.Naidu
All are residing at Sinna Mettupalayam
Sarvanampatti Village Via
Ganapathi
Coimbatore.

...Appellants/
Respondents 3 to 6/
Defendants 3 to 6

Versus

1.R.T.Rani
W/o.V.Raju
No.10, Nehru Nagar
Kalapatty – PO
Coimbatore.

...1st Respondent/
Appellant/Plaintiff

2.S.Rajagopal
S/o.Srinivasa Iyengar
11/211-D Easwaran Chettiar
Layout, Lakshmi Foundry Road
Cross Cut Road, Coimbatore-641 012.

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3.Kannu @ Devakiammal
W/o.Late.R.T.Naidu
11/211-E Easwaran Chetti Layout
Lakshmi Foundry Road
Cross Cut Road
Coimbatore.

...Respondents 2&3/
Respondents 1&2/
Defendants 1&2

4.M.Balasubramanian
S/o.Muthusamy
62-A, C.K.Colony
New Siddhapudur
Coimbatore-47.

5.B.Dhanalakshmi
W/o.M.Balasubramani
62-A, C.K.Colony
New Siddhapudur
Coimbatore-47.

...Respondents 4&5/
Respondents 7&8

Prayer: Second Appeal filed under Section 100 of the Code of Civil Procedure 1908, praying to set aside the Judgment and Decree dated January 12, 2001 made in A.S.No.63 of 1998 on the file of Principal District Judge, Coimbatore, reversing the Judgment and Decree dated October 20, 1997 made in O.S.No.763 of 1983 on the file of District Munsif Court, Coimbatore.



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For Appellants : No Appearance
For RR4 and 5 : Mr.M.Aravind Subramaniam
Senior Advocate

JUDGMENT

This Second Appeal has been filed praying to set aside the Judgment and Decree dated January 12, 2001 made in A.S.No.63 of 1998 on the file of Principal District Judge, Coimbatore, reversing the Judgment and Decree dated October 20, 1997 made in O.S.No.763 of 1983 on the file of District Munsif Court, Coimbatore.

2.Mr.M.Aravind Subramaniam, learned Senior Counsel appearing for the Respondent Nos.4 and 5 is before the Court.

3.The daily order dated **April 8, 2026** which reads thus:-

“Mr.K.Thangadurai, representing Mr.T.R.Rajaraman, Counsel on record for the Appellants is before the Court and Mr.M.Aravind Subramaniam, Counsel on record for the Respondent Nos.4 and 5 is before the Court through Video Conferencing Mode.



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2.Mr.K.Thangadurai, representing Counsel for the Appellants submits that the Appellants have taken the entire case papers of the Second Appeal from the Counsel on record on April 4, 2026. Hence, the Counsel on record reports "No Instructions". To that effect, he files a Memo and the Memo is recorded.

3.In view of the submission and in view of the Memo, Registry is directed to print the name of the Appellants in the next listing date.

4.List the matter on April 10, 2026."

4.As per the order dated April 8, 2026, the names of the Appellants have been shown in the cause list.

5.The Appellants were called absent. There is no representation on behalf of the Appellants. Hence, this Second Appeal is Dismissed for Non Prosecution. No costs.

10.04.2026

MSM

To

- 1.The Principal District Judge (I/C), Coimbatore.
- 2.The District Munsif Court, Coimbatore.
- 3.The Section Officer, High Court, Madras.



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R.SAKTHIVEL, J

MSM

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