



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-06-2026

CORAM

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

**SA No. 1394 of 2005
and CMP.No.18348 of 2005**

1. KAMALAMBAL - died
Rep. By Power Agent R.Jayabal.
2. Kumar
3. Mohan
4. Mrs.Rani

.. Appellants

First Appellant died. Appellants 2 to 4
are the L.R.s' of the deceased 1st Appellant
viz., Kamalambal as per the memo dated
14.07.2021 vide Order of Court dated
4.08.2021 made in S.A.No.1394 of 2005

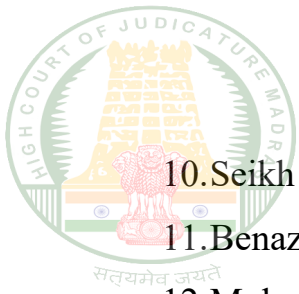
Vs.

1. Ibrahim,
2. Jaffer Hussain (Died)
3. Barkath Biwi,
4. Dowlath Bivi
5. Mohammed Nasser
6. Mohammed Salim
7. Zahir Hussai
8. Megraj Gani
9. Rizwana Parveen

.. Respondents 1 to 8/
Respondents/Defendants

Respondents 9 and 10 are residing
at No.233, R.S.Road, Thiruthuraipoondi Taluk,
Thiruvarur 614 713.

2nd Respondent died, Respondents 9 to 12
brought on record as Legal Heirs of the
deceased 2nd respondent vide Order of
Court dated 21.11.2022 made in
CMP.No.15458 of 2022 in S.A.No.1394 of 2005



10. Seikh Dawood

11. Benazir

12. Muhamada Beevi

.. Respondent(s)

Respondents 11 and 12 are residing at
No.37/58, Periyar Nagar, Idayakadu,
Mathukoor, Pattukottai Taluk,
Thanjavur

Prayer: Second Appeal filed under Section 100 of the Code of Civil Procedure, 1908 against the Judgment and Decree dated January 19, 2005 made in A.S.No.49 of 2003 on the file of the Subordinate Court, Tiruvarur, confirming the Judgment and Decree dated June 23, 2003 made in O.S.No.516 of 1991 on the file of the District Munsif, Thiruthuraipoondi.

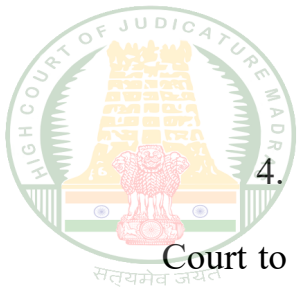
For Appellants	: Mr.S.Elayaraja
For R1, R3 and R5	: No Residence
For R4, R7, R8 to R11	: No Appearance
For R2	: Died (Steps taken)
For R6	: Not living in this address
For R12	: Tapal not yet returned

JUDGMENT

This Second Appeal has been filed against Judgment and Decree dated January 19, 2005 made in A.S.No.49 of 2003 on the file of the Subordinate Court, Tiruvarur, confirming the Judgment and Decree dated June 23, 2003 made in O.S.No.516 of 1991 on the file of the District Munsif, Thiruthuraipoondi.

2. Mr.S.Elayaraja Counsel for the Appellants is before this Court.

3. There is no representation for the respondents 4, 7, 8 to 11.



4. Mr.S.Elayaraja, Counsel for the Appellants seeks permission of this Court to withdraw the Second Appeal and he has also made an endorsement to that effect, in the case file and a scanned reproduction of the same is as follows:

SA No. 1394/2005

Withdrawn
by me
in this case

S. Elayaraja
22/6/2026
S. ELAIYARAJA
MS 1601/2011
Counsel for Petitioner/Appellant

Nagappan
HIGH COURT MADRAS
S.A.No. 1394/2005
in
O.S.No. 516 of 1991
(Dist. Munsif court Thiruthurai)
in
A.S.No. 49 of 2003
(Subordinate court Thiruvananthapuram)

Stamp affixed
and put in
the file
9/11/11

MEMORANDUM OF GROUNDS

25/11/11 34 55 6425
V12
B 24/11
E 20

RECEIVED
13 JUN 2005
A.L.
SECTION
APPELLATE SIDE, MADRAS

Cyber-66386105 Prithvi
Cyber-66387105 Srinath
H/s, Srinath Sridevan
T.K. Bashkar



WEB COPY

SA No. 1394 of 2



R.SAKTHIVEL, J.

KKD

5. In view of the endorsement made by the learned Counsel for the appellants, this Second Appeal is dismissed as withdrawn. Consequently, connected Civil Miscellaneous Petition is closed. Considering the facts and circumstances of the case, there shall be no order as to costs.

22-06-2026

KKD

To

1. The Subordinate Court, Tiruvarur,
2. The District Munsif Court, Thiruthuraipoondi.

SA No. 1394 of 2005