



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-01-2026

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CORAM

**THE HONOURABLE MR JUSTICE N. SATHISH KUMAR
AND
THE HONOURABLE MR.JUSTICE R.SAKTHIVEL**

AS No. 243 of 2018 and CMP.No.4231 of 2018

1. A. Indrani
2.Minor S. Pavaridhdhu
D/o. T. Shaddan
3.Minor S. Mahind Rana
S/o. T. Shaddan
Appellants 2 and 3 being minors are rep by next friend/guardian
Mother S.Indrani, the 1st appellant

Appellant(s)

Vs

1. T. Shaddan
2.K. Sivasubramaniam
3.K. Nataraj
4.M. Sathish Kumar
5.M. Veeraswamy
6.G. Jailakshmi
7.J. Maheswari

Respondent(s)

PRAYER: Appeal filed under Section 96 read with Order 41 Rule 1 of Code of Civil Procedure, to set aside the Judgment and Decree dated 08/11/2017 made in OS No 300/2016 on the file of the IIIrd Additional District and Sessions Judge, Dharapuram.

For Appellant(s): Mr.K.S.Karthik Raja

For Respondent(s): M/s.D.R.Arun Kumar for R1
No appearance for R2 to R7

ORDER



(Judgement was made by **N.SATHISH KUMAR, J.**)

Challenge has been made in this appeal to the exparte decree dated 08.11.2017 passed in O.S.No.300 of 2016 on the file of the learned III Additional District and Sessions Judge, Dharapurram.

2. The learned counsel for the appellants and the learned counsel for the respondents submitted that the very exparte decree itself has been set aside by the Trial Court in I.A.No.25 of 2022 in O.S.No.300 of 2016 by order dated 17.03.2023, therefore, nothing survives in the appeal. Copy of the order dated 17.03.2023 is also placed before this Court.

3. Such view of the matter, nothing survives for adjudication in this appeal and this appeal accordingly stands dismissed as infructuous. No costs. Consequently, connected miscellaneous petition stands closed.

02.01.2026

[N.S.K.J]

[R.S.V.J]

dhk

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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1. The III Additional District Judge
III Additional District and Sessions
Court, Dharapuram

2. The Section Officer
VR Section, Madras High Court



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**N.SATHISH KUMAR J.
AND
R.SAKTHIVEL J.**

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