



S.A.(MD)No.254 of 2006

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 06.01.2026

CORAM

THE HONOURABLE **MR.JUSTICE MOHAMMED SHAFFIQ**

S.A.(MD)No.254 of 2006

S.Kasi Naicker

...Appellant

vs.

1.S.S.Krishnasamy Naicker

2.K.Suresh Kumar

3.S.Mookiah

... Respondents

**PRAYER:** Second Appeal is filed under Section 100 of CPC, to set aside the judgment and decree dated 22.09.2005 made in A.S.No. 49/2005 on the file of Sub-Court, Kovilpatti, confirming the judgment and decree dated 08.02.2005 made in O.S.No.45 of 2003 on the file of District Munsif Court, Kovilpatti.

|               |                                                           |
|---------------|-----------------------------------------------------------|
| For Appellant | : Mr.V.SadurthiRaja                                       |
| For R-1       | : No Appearance                                           |
| For R-2       | : dismissed for default vide Court order dated 10.01.2025 |
| For R-3       | : Mr.V.JaiKumar<br>For Mr.R.Devaraj                       |

\*\*\*\*\*



S.A.(MD)No.254 of 2006

## **JUDGMENT**

WEB COPY

When the matter was taken up for hearing, Mr.V.SadurthiRaja learned Counsel appearing for Appellant would submit that during pendency of appeal, appellant had died and the matter stands abated. He also made the following endorsement:

*“It is informed that the sole appellant has passed away. His legal heirs have not turned up and the particulars of the legal heirs are not known. Hence, this appeal shall be dismissed as abated.”*

2. In view thereof, this second appeal is dismissed as abated. No costs.

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

**06.01.2026**



S.A.(MD)No.254 of 2006

WEB COPY To:

- 1.The Sub-Court, Kovilpatti.
- 2.The District Munsif Court, Kovilpatti.
3. The Section Officer,  
VR Section,  
Madurai Bench of Madras High Court,  
Madurai.



WEB COPY



S.A.(MD)No.254 of 2006

**MOHAMMED SHAFFIQ, J.**

Nsr

Order made in  
S.A.(MD)No.254 of 2006

06.01.2026