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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.06.2011

C O R A M

THE HONOURABLE MR.JUSTICE A.SELVAM

SECOND APPEAL (MD) No.172 of 2011

and

MISCELLANEOUS PETITION (MD) No.1 of 2011

1.Perumal (died)

2.P.Raman

3.Thirumayee

4.Karuppayee

5.Palaniammal

6.Subramani

7.Andhavar

.. Appellants/Plaintiffs

(Appellants 3 to 7 LR's of 1st appellant
impleaded as per order in I.A.No.116/2010
dated 16.07.2010)

Vs.

1.Muthukrishnan

2.Nagarajan

3.Nandakumar

4.Balraj

.. Respondents/DEfendants

Second appeal has been filed under Section 100 of C.P.C. against the judgment and decree dated 15.02.2011 passed in Appeal Suit No.195 of 2007 by the Principal Sub Court, Dindigul confirming the judgment and decree dated 07.09.2007 passed in Original Suit No.412 of 2004 by the District Munsif cum Judicial Magistrate's Court, Veda sandur.

For Appellants .. No appearance

For Respondents .. Mr.B.Bommaian
1 and 2

For Respondents .. Mr.K.Muthumalai
3 and 4

JUDGMENT

Even though the present second appeal has been posted today "either for disposal on merits or for dismissal", the learned counsel appearing for the appellants is not present and the learned counsel appearing for the respondents are present. Therefore, this second appeal is dismissed for default with costs. Consequently, connected miscellaneous petition is dismissed.



MEMORANDUM OF CASES

Respondent () Costs Rs. P.

Stamp for Vakalatnama 10.00

Advocate's fee Not Received ---

Translation Printing Charges (Typed set in S.A.
Typing is not sent to T&P) -Nil-To be paid by the Appellants to the
Respondent/Plaintiff -----
10.00
-----Sd/-
Assistant Registrar (Records)
/True copy/

Sub Assistant Registrar

To

- 1.The Principal Sub Judge, Dindigul.
2. The District Munsif cum Judicial Magistrate,
Vedasandur.

+1CC TO M/S.K.MUTHUMALAI, ADVOCATE SR.21375

Smn

SR : 14.07.2011 : 2p/4c

S.A(MD)No.172 of 2011
and
M.P(MD)No.1 of 2011
30.06.2011