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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 28/07/2026

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

SA(MD). No.170 of 2026

1. Lawrence ... Appellant/Appellant/Plaintiff

Vs

1.RajaBai (Died)
Nagamani (Died)
2.Thankammal (Died)
3.Jeya

... Respondents/Respondents/Defendants

4.Russel Raj
5.Ida

(As per order in I.A.No.54/2018 dated 28.08.2018 respondents 4
and 5 are added defendants 5 and 6)

... Respondents/Respondents/Defendants 5 & 6

6.Jones
[R6 is brought on record as LR of the deceased 1st
respondent vide order dated 04.08.2025 made in
CMP(MD).Nos.11519,11521 and 11522 of 2025 in
CMP(MD).No.6198 of 2021]

... 6th Respondent

Prayer:

Second Appeal filed under Section 100 of Civil Procedure Code,
to allow this appeal setting aside the Judgment and Decree dated
30.09.2019 in A.S.No.25 of 2017 by the learned Principal Subordinate



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Judge at Nagercoil confirming the Judgement and Decree dated 27.01.2016 in O.S.No.221 of 2015 passed by the II Additional District Musif at Nagercoil with cost and thus render justice.

For Appellant(s):

M/s.R.Nandakumar

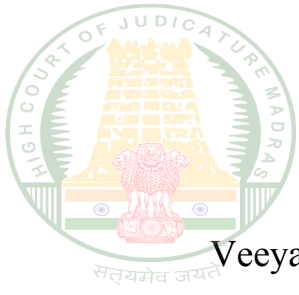
For Respondent(s):

Mr.A.Balakrishnan for R3

ORDER

It is seen that respondents 1 and 2 are deceased. Respondents 4 and 5 are the legal heirs of the deceased second respondent and the sixth respondent is the legal heirs of the deceased first respondent. Notice issued to the fourth respondent was returned with the postal endorsement "Left". Notice issued to the sixth respondent was returned with the endorsement "Refused". Insofar as the fifth respondent is concerned, the notice was returned with the endorsement "Returned"; however, her name has also been printed in the cause list.

2.The learned counsel for the appellant is directed to effect substituted service on the sixth respondent by way of publication in any Tamil daily newspaper having wide circulation in Alumoottu Vilai,



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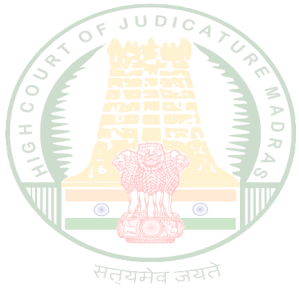
Veeyanoor and Post, Kalkulam Taluk, Kanyakumari District, where the sixth respondent is likely to have notice of the proceedings. Such publication shall be effected intimating the date of hearing as 24.08.2026. The paper publication shall be made on or before 23.08.2026.

3. Issue fresh notice to the respondents 4 and 5 with correct address returnable by 24.08.2026. Private notice is also permitted.

4. Post the matter on 24.08.2026.

28.07.2026

sjj



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T.V.THAMILSELVI, J.

sjj

ORDER
IN
SA(MD) No.170 of 2026

Date : 28/07/2026