



CMP(MD). No.18288 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 21/07/2026

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

CMP(MD). No.18288 of 2024

in

SA(MD)No.SR91040 of 2024

D.Malathi,

... Petitioner

Vs.

1. Chinnamuthu,
S/o. Arumugampillai,
No.8/3a/15 Levingipuram 1st Street,
Thoothukudi..

2. A.Balakrishnan,
S/o. Arumugampillai,
Odai Street,Mudivaithanendal,
Thoothukudi Taluk..

3. P.Vallinayagam,
S/o. Ponnumuthu,
No.6/96a,Kuberar Street,
Mudivaithanendal,
Thoothukudi Taluk..

4. N.T.Sivasubramanian,
S/o. Thangavel Nadar,
Agaram,Agaram Post,
Srivaikundam Taluk..

5. Manthiramoorthy,
S/o. Oorkavalaperumal Pillai,
No.104,Ettayapuram Road,
Thoothukudi.

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6. K.Balasubramanian,
S/o. Subbiah Pillai,
No.1451. 22b,Thandaiyarpettai Police Quarters,
Chennai 600 021.

Seranthaiah Pillai (Dead)
Muthupillai (Dead).

7. Rajam Veeramani,
W/o. Late. Veeramani Iyer,
No.4/3,Guru Ragavendra Apartment,
Srinivasa Nagar,Perunkulathur,
Chennai..

8. Kayathri,
D/o. Late. Veeramani Iyer,
4/3, Guru Ragavendra Apartment,
Srinivasa Nagar,Perunkulathur,
Chennai.

9. Eswar,
S/o. Late. Veeramani Iyer,
4/3, Guru Ragavendra Apartment,
Srinivasa Nagar,Perunkulathur,
Chennai..

10. Mookandi Seranthaiah Pillai,
S/o. Late. Seranthaiah Pillai,
East Street,Mela Kootudankadu,
Thoothukudi District..

11. Muthammal,
W/o. Laate. Muthu Pillai,
No.4/87c,South Street,
Near Arumugam Tea Stall,
Mela Kottudankadu,
Thoothukudi District..



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12. Maharajan,
S/o. Late. Muthu Pillai,
No.39, East Street, Mela Kootudankadu,
Thoothukudi District.

13. Sivaperumal,
S/o. Late. U.Muthu Pillai,
No.6/81, North Street, Chockalingapuram,
Ottapidaram Taluk.

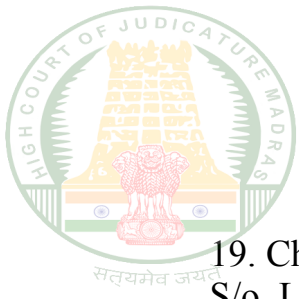
14. Petchimuthu,
S/o. Late. U.Muthu Pillai,
North Street, Mela Kootudankadu,
Thoothukudi District.

15. Meenakshi,
W/o. Chockalingam,
No.36/497c, Santhi Nagar 4th Street,
Near 3 Cents, Tuticorin Taluk..

16. Uganda Perumal Pillai,,
S/o. Oorkavala Prumal Pillai,
Amman Koil Street, Kottudankadu,
Mela Kootudankadu,
Thoothukudi Taluk..

17. Krishnasamy,
S/o. Seranthaiah Pillai,
No.40/84, Mela Street
Mela Kootudankadu,
Thoothukudi Taluk.

18. Perumal,
S/o. Seranthaiah Pillai,
Mela Street, Mela Kootudankadu,
Thoothukudi Taluk.



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19. Chelladurai,
S/o. Lakshmana Pillai,
Nadu Street, Mela Kootudankadu,
Thoothukudi Taluk..

... Respondents

PRAYER :- To Condone the delay of 233 days in filing the above Second Appeal against the Judgment and Decretal order dated 08.11.2023 made in AS No.91 of 2017 on the file of the Sub Court, Tuticorin confirming the Judgment and Decree dated 18.08.2017 made in OS No.311 of 1996 on the file of the Additional District Munsif Court, Tuticorin.

For Petitioner : M/s. N.Muthu Vijayan,

For Respondents : Mr.K.Jeyamohan For R1 to R3,
No Appearance For R10, R13 to R15, 19,

ORDER

This Petition is filed to condone the delay of 233 days in filing the above Second Appeal against the Judgment and Decretal order dated 08.11.2023 made in AS No.91 of 2017 on the file of the Sub Court, Tuticorin confirming the Judgment and Decree dated 18.08.2017 made in OS No.311 of 1996 on the file of the Additional District Munsif Court, Tuticorin.



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2. The learned counsel for the petitioner would submit that, owing to a lack of communication, the petitioner was unable to keep track of the proceedings, which resulted in a delay of 233 days in filing the present appeal.

3. The learned counsel appearing for the respondent raised a strong objection, contending that the petitioners have failed to satisfactorily explain the reasons for the delay.

4. Considering the fact that to give one more opportunity to the petitioner, this Petition is allowed and the delay of 233 days is condoned on payment of cost of Rs.1,500/- (Rupees One Thousand Five Hundred only) to the learned counsel for the respondents 1 to 3 within one week from today. On production of receipt of such payment, the Registry is directed to number the second appeal, if the papers are otherwise in order and list the same for admission on **05.08.2026**.

21.07.2026

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T.V.THAMILSELVI,J.

LS

TO

1.The Sub Court,
Tuticorin

2.The Additional District Munsif,
Tuticorin.

ORDER
IN

CMP(MD) No.18288 of 2024
in SA(MD)No.SR91040 of 2024

Date : 21/07/2026