



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Monday, the Fourteenth day of March Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

CMP (MD) No.1675 of 2016
IN
SA (MD) No.415 of 2014

B.PASUPATHY

... PETITIONER

Vs

B.SAMIYAPPAN

... RESPONDENT

Civil Miscellaneous Petition filed order 41 Rule 19 under section 151 of CPC praying that in the circumstances stated therein and in the affidavit filed therewith and the High Court will be pleased to restore the above Second Appeal S.A.(MD)No.415 of 2014, which was dismissed for non-prosecution on 01.04.2015.

PRAYER IN SA (MD) .415/2014:

Appeal filed under section 100 CPC against the decree and Judgment dated 10.02.2014 passed in A.S.17 of 2011 on the file of District Judge, Karur in Confirming the decree and Judgment passed in O.S.No.98 of 2007 on the file of Principal subordinate Judge, Karur dated 18.04.2011.

ORDER:This Miscellaneous petition coming on for hearing on this day and upon perusing the petition and the affidavit filed is support thereof on the High Court and upon hearing the arguments of M/S.E.K.KUMARESAN, Advocate for the petitioner and Mr.S.MEENAKSHI SUNDARAM, Advocate for respondent and this court made the following order:-

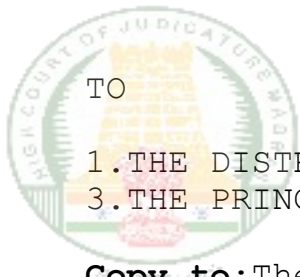
"Having been satisfied with the reasons stated in the affidavit filed in support of the petition and in view of no objection expressed by the learned counsel for the respondent, this petition is allowed.

sd/-

Assistant Registrar (AS)

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



TO

1. THE DISTRICT JUDGE, KARUR.
3. THE PRINCIPAL SUBORDINATE JUDGE, KARUR.

Copy to: The Section Officer, Cause list section / Judicial Section
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CMP (MD) No.1675 of 2016
IN
SA (MD) No.415 of 2014
Date : 14/03/2016

SDR/NGM-AN/SAR II/20.05.2016/2P/5C