



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)
Wednesday, the Sixth day of April Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

WEB COPY

CMP(MD) No.3023 of 2016

IN

SA No.1134 of 2004

VELLATHURAI@MUTHIAH THEVAR

... PETITIONER/APPELLANT

Vs

1 VELLATHAI

2 THANGATHAI

3 KARUPPASAMY

... RESPONDENTS/RESPONDENTS

PRAYER IN CMP(MD) No.3023 of 2016 in SA.No.1134 of 2004:

Petition filed under section 151 of C.P.C., praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to set aside the order of dismissal for default dated 27.04.2007 and restore the same on the file of this Honourable Court and thus render justice.

PRAYER IN SA.No.1134 of 2004:

Second Appeal under section 100 C.P.C., against the Judgment and decree dated:22.4.2003 in A.S.No.7 of 2001 on the file of Principal Sub court, Tenkasi confirming the judgment and decree dated:30.08.96 in O.S.No.299/89 on the file of District Munsif court, Tenkasi.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T.S.MOHAMED MOHIDHEEN, Advocate for the petitioner and of Mr.T.S.R.Venkatramana, Advocate for R1, the court made the following order:-

As the conditional order passed by this court dated:08.03.2016, has been complied with the present petition to set aside the order of dismissed is allowed.

sd/-

06/04/2016

/ TRUE COPY /

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

TO

1 THE PRINCIPAL SUBORDINATE JUDGE, TENKASI

2 THE DISTRICT MUNSIF, TENKASI

Copy to:The Section Officer, Judicial

Madurai Bench of Madras High court, Madurai

sm:AAL-MPA:SAR I:12.04.2016:1P/4c

ORDER IN

CMP(MD) No.3023 of 2016

IN

SA No.1134 of 2004

Date :06/04/2016