



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

Thursday, the Twenty First day of April Two Thousand Sixteen

PRESENT

**The Hon`ble Mr Justice R.MAHADEVAN**

**CMP(MD) Nos.3594 to 3636 of 2016**

**IN**

**A.S.(MD)SR.Nos.19585, 19242, 19250, 19257, 19264, 19272, 19279,**  
**19286, 19293, 19300, 19307, 19314, 19321, 19328, 19335, 19342,**  
**19349, 19356, 19363, 19370, 19377, 19589, 19596, 19603, 19610,**  
**19617, 19624, 19631, 19638, 19645, 19652, 19659, 19666, 19673,**  
**19680, 19687, 19694, 19701, 19708, 19715, 19722, 19729 and**  
**19736 of 2006**

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3594/2016

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3595/2016

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3596/2016

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VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3597/2016

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VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3598/2016

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3599/2016

THE SPECIAL TAHSILDAR(LA)  
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VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3600/2016

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP(MD)NO.3601/2016



THE SPECIAL TAHSILDAR(LA)  
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VIRUDHUNAGAR. ... PETITIONER IN CMP (MD) NO.3602/2016

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VIRUDHUNAGAR. ... PETITIONER IN CMP (MD) NO.3627/2016



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VIRUDHUNAGAR. ... PETITIONER IN CMP (MD) NO.3628/2016

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VIRUDHUNAGAR. ... PETITIONER IN CMP (MD) NO.3635/2016

THE SPECIAL TAHSILDAR(LA)  
SPECIAL MINOR, IRRIGATION PROGRAMME,  
VIRUDHUNAGAR. ... PETITIONER IN CMP (MD) NO.3636/2016

Vs

VIJAYARAGHAVAN, S/O.GOPALAKRISHNA REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3594/2016

KUPPAYANDI KONAR, S/O.CHINNAPPA KONAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3595/2016

R.SEKAR, S/O.RAMASAMY REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3596/2016

SOKKAPPAN, S/O.RAMAKRISHNA REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3597/2016

SOKKAIAH, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3598/2016



PALCHAMY, S/O.THANGIAH NADAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3599/2016

RAJ MUTHIAH, S/O.KANDASAMY THEVAR, ILUPPAIKULAM VILLAGE  
THIRUMANGALAM TALUK, MADURAI DISTRICT

... RESPONDENT in CMP (MD) No.3600/2016

SATHAIMMAL, W/O.CHANDRAN, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3601/2016

P.MUTHURAMALINGAM, S/O.PALANI ASARI, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3602/2016

PARAMASIVAM, S/O.LAKSHMANA PANDI, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3603/2016

PACKIYAM, S/O.ANDI, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3604/2016

S.DEVARAJ, S/O.SANKARALINGA REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3605/2016

MAYANDI KONAR, S/O.MASANA KONAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3606/2016

SOKKAMMAL, W/O.RAMARAJ, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3607/2016

MAHALAKSHMI, W/O.GANDHI, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3608/2016

KASIRAJAN, S/O. KASI REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3609/2016

SUBBA REDDIAR, S/O.KRISHNASAMY REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3610/2016

AMARAVATHY, D/O.ALAGARSAMY, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3611/2016

AMMASI, S/O.PATCHANDI, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3612/2016

V.PALANI, S/O.VEERANAN, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3613/2016

JEYASEELAN, S/O.GOPALAKRISHNA REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3614/2016

A.VENKITASAMY REDDIAR, S/O.ALAGARSAMY REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP (MD) No.3615/2016



A.NARAYANASAMY, S/O.ALAGARSAMY REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3616/2016

VALAGURUVA KONAR, S/O.IRULAPPA KONAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3617/2016

CHINNATHAMBI, S/O.THANGAIAH NADAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3618/2016

A.NARAYANASAMY, S/O.ALAGARSAMY, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3619/2016

SUBBULAKSHMI, W/O.RAMASAMY, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3620/2016

BOOMIBALAN, S/O.VELSAMY ASARI, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3621/2016

PARAMASIVAN, S/O.LAKSHMANAPANDI, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3622/2016

MUTHURAMALINGAM, S/O.LAKSHMANAPANDI, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3623/2016

A.NARAYANASAMY, S/O.ALAGAR REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3624/2016

AYYANAR KONAR, S/O.SUNDARA KONAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3625/2016

KASIRAJAN, S/O.KASI REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3626/2016

SUBBAMMAL, W/O.NARASU THEVAR, ILUPPAIKULAM, KARIAPATTI,  
MADURAI DISTRICT  
... RESPONDENT in CMP (MD) No.3627/2016

R.ALAGARSAMY, S/O.RENGASAMY REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3628/2016

RAMARAJAN, S/O.NARAYANASAMY, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3629/2016

MAHALAKSHMI, W/O.GANDHI, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3630/2016

KASTHURAI REDDIAR, S/O.SANGAMA REDDIAR, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3631/2016

RAJAMANIAMMAL, W/O.VEERACHAMI NAIDU, K.SEVALPATTI  
... RESPONDENT in CMP (MD) No.3632/2016



RAMASAMY ASARI, S/O.KANDAN ASARI, K.SEVALPATTI

... RESPONDENT in CMP(MD)No.3633/2016

SUBBAIYAN, S/O.SANKAMA REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP(MD)No.3634/2016

LAKSHMIAMMAL, W/O.SUNDARRAJREDDIAR, K.SEVALPATTI

... RESPONDENT in CMP(MD)No.3635/2016

WEB COPY

JAYARAMAN, S/O.CHOKKAPPA REDDIAR, K.SEVALPATTI

... RESPONDENT in CMP(MD)No.3636/2016

Prayer in CMP(MD)No.3594/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3895 of 2006 in A.S.S.R.No.19585 of 2006 and thus render justice.

Prayer in CMP(MD)No.3595/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3896 of 2006 in A.S.S.R.No.19242 of 2006 and thus render justice.

Prayer in CMP(MD)No.3596/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3897 of 2006 in A.S.S.R.No.19250 of 2006 and thus render justice.

Prayer in CMP(MD)No.3597/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3898 of 2006 in A.S.S.R.No.19257 of 2006 and thus render justice.

Prayer in CMP(MD)No.3598/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3899 of 2006 in A.S.S.R.No.19264 of 2006 and thus render justice.

Prayer in CMP(MD)No.3599/2016:-

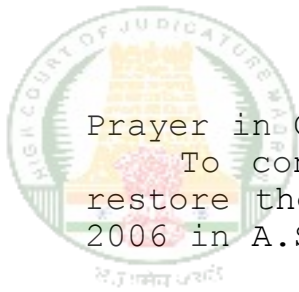
To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3900 of 2006 in A.S.S.R.No.19272 of 2006 and thus render justice.

Prayer in CMP(MD)No.3600/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3901 of 2006 in A.S.S.R.No.19279 of 2006 and thus render justice.

Prayer in CMP(MD)No.3601/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3902 of 2006 in A.S.S.R.No.19286 of 2006 and thus render justice.



Prayer in CMP(MD)No.3602/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3903 of 2006 in A.S.S.R.No.19293 of 2006 and thus render justice.

Prayer in CMP(MD)No.3603/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3904 of 2006 in A.S.S.R.No.19300 of 2006 and thus render justice.

Prayer in CMP(MD)No.3604/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3905 of 2006 in A.S.S.R.N.19307 of 2006 and thus render justice.

Prayer in CMP(MD)No.3605/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3906 of 2006 in A.S.S.R.No.19314 of 2006 and thus render justice.

Prayer in CMP(MD)No.3606/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3907 of 2006 in A.S.S.R.No.19321 of 2006 and thus render justice.

Prayer in CMP(MD)No.3607/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3908 of 2006 in A.S.S.R.No.19328 of 2006 and thus render justice.

Prayer in CMP(MD)No.3608/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3909 of 2006 in A.S.S.R.No.19335 of 2006 and thus render justice.

Prayer in CMP(MD)No.3609/2016:-

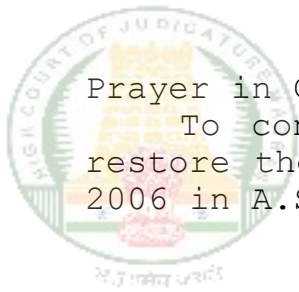
To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3910 of 2006 in A.S.S.R.No.19342 of 2006 and thus render justice.

Prayer in CMP(MD)No.3610/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3911 of 2006 in A.S.S.R.No.19349 of 2006 and thus render justice.

Prayer in CMP(MD)No.3611/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3912 of 2006 in A.S.S.R.No.19356 of 2006 and thus render justice.



Prayer in CMP(MD)No.3612/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3913 of 2006 in A.S.S.R.No.19363 of 2006 and thus render justice.

Prayer in CMP(MD)No.3613/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3914 of 2006 in A.S.S.R.No.19370 of 2006 and thus render justice.

Prayer in CMP(MD)No.3614/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3915 of 2006 in A.S.S.R.No.19377 of 2006 and thus render justice.

Prayer in CMP(MD)No.3615/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3916 of 2006 in A.S.S.R.No.19589 of 2006 and thus render justice.

Prayer in CMP(MD)No.3616/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3917 of 2006 in A.S.S.R.No.19596 of 2006 and thus render justice.

Prayer in CMP(MD)No.3617/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3918 of 2006 in A.S.S.R.No.19603 of 2006 and thus render justice.

Prayer in CMP(MD)No.3618/2016:-

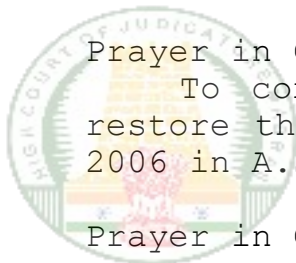
To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3919 of 2006 in A.S.S.R.No.19610 of 2006 and thus render justice.

Prayer in CMP(MD)No.3619/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3920 of 2006 in A.S.S.R.No.19617 of 2006 and thus render justice.

Prayer in CMP(MD)No.3620/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3921 of 2006 in A.S.S.R.No.19624 of 2006 and thus render justice.



Prayer in CMP(MD)No.3621/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3922 of 2006 in A.S.S.R.No.19631 of 2006 and thus render justice.

Prayer in CMP(MD)No.3622/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3923 of 2006 in A.S.S.R.No.19638 of 2006 and thus render justice.

Prayer in CMP(MD)No.3623/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3924 of 2006 in A.S.S.R.No.19645 of 2006 and thus render justice.

Prayer in CMP(MD)No.3624/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3925 of 2006 in A.S.S.R.No.19652 of 2006 and thus render justice.

Prayer in CMP(MD)No.3625/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3926 of 2006 in A.S.S.R.No.19659 of 2006 and thus render justice.

Prayer in CMP(MD)No.3626/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3927 of 2006 in A.S.S.R.No.19666 of 2006 and thus render justice.

Prayer in CMP(MD)No.3627/2016:-

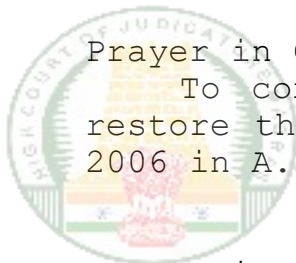
To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3928 of 2006 in A.S.S.R.No.19673 of 2006 and thus render justice.

Prayer in CMP(MD)No.3628/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3929 of 2006 in A.S.S.R.No.19680 of 2006 and thus render justice.

Prayer in CMP(MD)No.3629/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3930 of 2006 in A.S.S.R.No.19687 of 2006 and thus render justice.



Prayer in CMP(MD)No.3630/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3931 of 2006 in A.S.S.R.No.19694 of 2006 and thus render justice.

Prayer in CMP(MD)No.3631/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3932 of 2006 in A.S.S.R.No.19701 of 2006 and thus render justice.

Prayer in CMP(MD)No.3632/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3933 of 2006 in A.S.S.R.No.19708 of 2006 and thus render justice.

Prayer in CMP(MD)No.3633/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3934 of 2006 in A.S.S.R.No.19715 of 2006 and thus render justice.

Prayer in CMP(MD)No.3634/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3935 of 2006 in A.S.S.R.No.19722 of 2006 and thus render justice.

Prayer in CMP(MD)No.3635/2016:-

To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3936 of 2006 in A.S.S.R.No.19729 of 2006 and thus render justice.

Prayer in CMP(MD)No.3636/2016:-

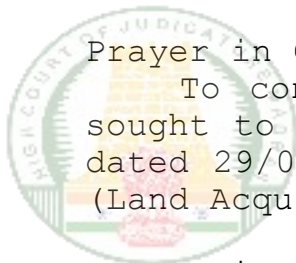
To condone the delay of 3546 days in filing the petition to restore the dismissal order dated 14/06/2006 made in CMP.No.3937 of 2006 in A.S.S.R.No.19736 of 2006 and thus render justice.

Prayer in CMP(MD)No.3895/2006:-

To condone the delay of 938 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.253/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3896/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.276/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).



Prayer in CMP(MD)No.3897/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.275/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3898/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.281/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3899/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.280/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3900/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.274/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3901/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.265/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3902/2006:-

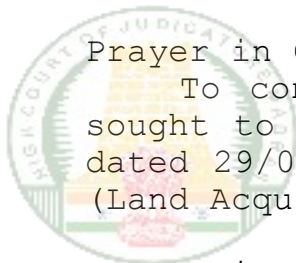
To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.263/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3903/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.266/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3904/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.267/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).



Prayer in CMP(MD)No.3905/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.268/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3906/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.269/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3907/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.262/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3908/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.261/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3909/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.273/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3910/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.272/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3911/2006:-

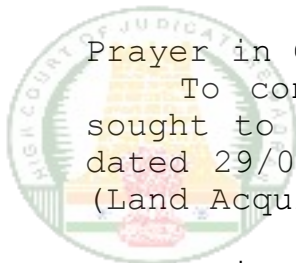
To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.277/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3912/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.278/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3913/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.271/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).



Prayer in CMP(MD)No.3914/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.270/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3915/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.279/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3916/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.234/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3917/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.236/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3918/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.239/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3919/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.240/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3920/2006:-

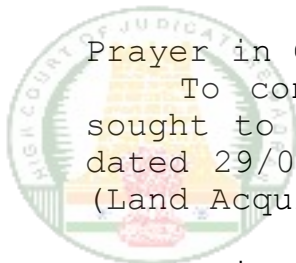
To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.242/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3921/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.245/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3922/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.247/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).



Prayer in CMP(MD)No.3923/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.249/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3924/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.250/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3925/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.252/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3926/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.254/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3927/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.255/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3928/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.256/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3929/2006:-

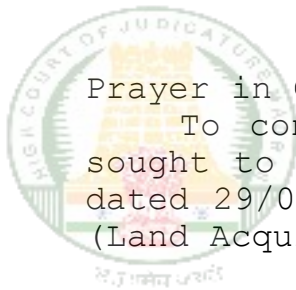
To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.257/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3930/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.258/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3931/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.259/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).



Prayer in CMP(MD)No.3932/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.260/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3933/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.251/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3934/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.248/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3935/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.243/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3936/2006:-

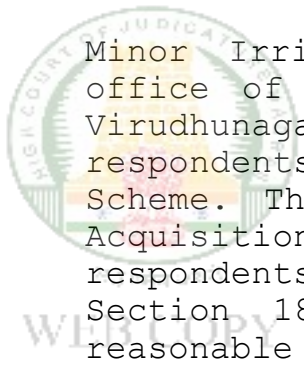
To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.238/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

Prayer in CMP(MD)No.3937/2006:-

To condone the delay of 1200 days in filing the above appeal sought to be prepared against the decree passed in LAOP.No.241/2001 dated 29/08/2002 on the file of the Subordinate Court, Aruppukottai (Land Acquisition Tribunal).

ORDER : These Petitions coming on for orders upon perusing the petitions and the affidavits filed in support thereof and upon hearing the arguments of Mr.R.VELMURUGAN, Government Advocate for the petitioners and the respondents not appeared either in person or by an Advocate in all the Cases, the Court made the following order:-

These Civil Miscellaneous Petitions have been filed seeking to condone the delay of 3546 days in filing the petitions to set aside the dismissal order dated 14.06.2006 passed in the respective Miscellaneous Petitions in the above appeals.



Minor Irrigation Programme, Virudhunagar, and subsequently, the office of the Special Tahsildar (Land Acquisition), SMIP Scheme, Virudhunagar, came to be abolished. The lands of the respective respondents were acquired for the formation of Chennampatti Anicut Scheme. The lands were taken possession on 13.06.1994. The Land Acquisition Officer fixed the compensation for the lands of the respondents, who prayed to refer the matter to the Court under Section 18 of the Land Acquisition Act for fixing fair and reasonable compensation. Accordingly, the reference was made to the Sub Court, Srivilliputtur. On transfer, the matters were transmitted to the file of Sub Court, Aruppukkottai, which enhanced the compensation. Aggrieved by the same, the petitioner in all the petitions has come forward with the above appeals with a delay of 1200 days in filing the same.

3. This Court has passed a conditional order dated 14.06.2006, to deposit 50% of the enhanced compensation and also to pay a cost of Rs.1,000/- each within twelve weeks. Since the said conditional order has not been complied with, the petitions for condonation of delay have been dismissed automatically.

4. Now, there is a delay of 3546 days in filing the petition to set aside the dismissal order dated 14.06.2006 and to restore the above petitions for condonation of delay. In paragraphs 6 and 7 of the affidavits filed by the petitioner, it has been stated that due to administrative reasons, the delay of 3546 days had occurred and it is neither wilful nor wanton and therefore, prayed for condoning the same.

5. Heard the learned Government Advocate appearing for the petitioner in all the petitions and perused the materials available on record.

6. It is seen that these petitions have been filed to condone the inordinate delay of 3546 days, nearly a decade, in filing the petitions to set aside the dismissal order on 14.06.2006 in the respective petitions in the above appeals. Further, the petitions which are sought to be restored, are of the year 2006 and no effective steps have been taken to restore the petitions, which were dismissed, and the land acquisition original petitions are of the year 2001.

7. The Honourable Supreme Court in **R.B.Ramlingam v. R.B.Bhuvaneswari** reported in **2009(2) SCALE 108**, has considered the delay of 568 days in filing the Special Leave Petition and observed as follows:

"3. ... Reading the said judgment, it also becomes clear that filing of Review Petition is no impediment to the filing of the special leave petition. Large number of judgments were cited before us by learned counsel. It is not necessary at this stage to discuss each and every judgment cited before us for the simple reason that Section 5 of the Limitation Act,



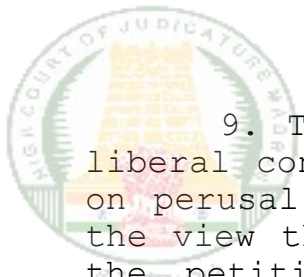
1963 does not lay down any standard or objective test. The test of "sufficient cause" is purely an individualistic test. It is not an objective test. Therefore, no two cases can be treated alike. The statute of Limitation has left the concept of "sufficient cause" delightfully undefined, thereby leaving to the Court a well-intentioned discretion to decide the individual cases whether circumstances exist establishing sufficient cause. There are no categories of sufficient cause. The categories of sufficient cause are never exhausted. Each case spells out a unique experience to be dealt with by the Court as such.

4. For the aforesaid reasons, we hold that in each and every case the Court has to examine whether delay in filing the special leave petition stands properly explained. This is the basic test which needs to be applied. The true guide is whether the petitioner has acted with reasonable diligence in the prosecution of his appeal/petition."

8. In ***Oriental Aroma Chemical Industries Ltd. v. Gujarat Industrial Development Corporation*** reported in (2010) 5 ***Supreme Court Cases*** 459, the Honourable Supreme Court considered the inordinate delay on the part of the State Corporation in filing the appeal and observed as follows:

"14. We have considered the respective submissions. The law of limitation is founded on public policy. The legislature does not prescribe limitation with the object of destroying the rights of the parties but to ensure that they do not resort to dilatory tactics and seek remedy without delay. The idea is that every legal remedy must be kept alive for a period fixed by the legislature. To put it differently, the law of limitation prescribes a period within which legal remedy can be availed for redress of the legal injury. At the same time, the courts are bestowed with the power to condone the delay, if sufficient cause is shown for not availing the remedy within the stipulated time.

15. The expression "sufficient cause" employed in Section 5 of the Limitation Act, 1963 and similar other statutes is elastic enough to enable the courts to apply the law in a meaningful manner which subserves the ends of justice. Although, no hard-and-fast rule can be laid down in dealing with the applications for condonation of delay, this Court has justifiably advocated adoption of a liberal approach in condoning the delay of short duration and a stricter approach where the delay is inordinate—*Collector (L.A.) v. Katiji* [(1987) 2 SCC 107 : AIR 1987 SC 1353], *N. Balakrishnan v. M. Krishnamurthy* [(1998) 7 SCC 123 : JT (1998) 6 SC 242] and *Vedabai v. Shantaram Baburao Patil* [(2001) 9 SCC 106]."



9. Though the expression "sufficient cause" should receive a liberal consideration, each case is to be decided on the facts and on perusal of the materials available on record, this Court is of the view that no proper or sufficient reasons have been adduced by the petitioner in all the petitions, to condone the huge and inordinate delay of 3546 days in filing the petitions to set aside the dismissal order and to restore the petitions for condoning the delay in filing the appeals and therefore, the same cannot be condoned.

10. Accordingly, these Civil Miscellaneous Petitions are dismissed. Consequently, all the above A.S.SRs., are rejected.

Sd/-

Assistant Registrar(CSII)

/ TRUE COPY /

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

TO

THE SUBORDINATE JUDGE, (LAND ACQUISITION TRIBUNAL), ARUPPUKOTTAI  
rsb

RL/2C/19p/27/6/2016

**ORDER**

**IN**

**CMP(MD) Nos.3594 to 3636 of 2016**

**IN**

**A.S. (MD) SR.Nos.19585, 19242,  
19250, 19257, 19264, 19272,  
19279, 19286, 19293, 19300,  
19307, 19314, 19321, 19328,  
19335, 19342, 19349, 19356,  
19363, 19370, 19377, 19589,  
19596, 19603, 19610, 19617,  
19624, 19631, 19638, 19645,  
19652, 19659, 19666, 19673,  
19680, 19687, 19694, 19701,  
19708, 19715, 19722, 19729  
and 19736 of 2006**

**Date :21/04/2016**