



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

Monday, the Eighth day of August Two Thousand Sixteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

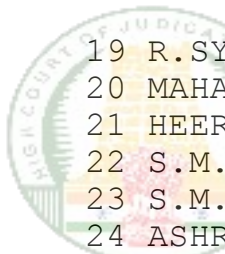
CMP (MD) No.7355 of 2016
IN
CRP (MD) No.400 of 2005

1 SYED MOHIDEEN (DIED) ... REVISION PETITIONER
2 M.SYED SALAUDIN
3 A.ZARINA JABEEN ... PETITIONERS/PROPOSED PETITIONERS

Vs

1 HAZARATH NABI SALLALAHU ALEHI O SULLUM WAKF,
REP. BY ITS TRUSTEES,
HOLDING OFFICE AT
NO.7, JALAL KUDIRI STREET,
MADURAI ROAD, TIRUCHIRAPPALLI-620 008.

2 I.SYED ISMAIL ... RESPONDENTS 1&2/RESPONDENTS 1&2
3 SHEIK MOHIDEEN ALIAS RAJA (DIED) ... 3rd RESPONDENT IN C.R.P
4 SYED HAROON ... 3rd RESPONDENT/4th RESPONDENT
5 SYED YUSUF (DIED) ... 5th RESPONDENT IN C.R.P
6 SYED RAHIM (DIED) ... 6th RESPONDENT IN C.R.P
7 ASRAFUNNISSA ALIAS AFTAB BEGAM(DIED) ... 7th RESPONDENT IN C.R.P
8 HASEENA BEGUM (DIED) ... 8th RESPONDENT IN C.R.P
9 SYED DASTAGIR
10 N.AMEER
11 NOORJAHAN BEGUM ... RESPONDENTS 4 TO 6/RESPONDENTS 9 TO 11
12 SHERFUNNISSA, (DIED) ... 12th RESPONDENT IN C.R.P
13 KARUMUNNISSA
14 S.SYED ANWAR
15 SYED UMAR ... RESPONDENTS 13 TO 15/
RESPONDENTS 13 TO 15
16 HAMIDHUNNISSA(DIED) ... 16th RESPONDENT IN C.R.P
17 R.SYED USMAN RASHID(DIED) ... 17th RESPONDENT IN C.R.P .
18 DR.R.SYED MAMOON RASHID(DIED) ... 18th RESPONDENT IN C.R.P



19 R.SYED IBRAHIM RASHID
20 MAHABOOB SHERIFF
21 HEERA BEGUM
22 S.M.G. LIYAKATH ALI
23 S.M.G.SYED UMAR
24 ASHRAFUNNISSA
25 FARIDHA BEGAM
26 SALMA BIBI

... RESPONDENTS 19 TO 26/
RESPONDENTS 19 TO 26

27 MUSTHAFA
28 AKBAR
29 MOHAMED ESAK
30 MALIKA BEGUM
31 MUMTAJ BEGUM

... RESPONDENTS 27 TO 31/
RESPONDENTS 27 TO 31 (LR OF R3)

32 R.SYED JABBAR

... 32nd RESPONDENT/PROPOSED/
32 RESPONDENT (LR OF R6)

33 ROSHAN ALI KHAN
34 ASHRAFI BEGUM
35 SAFARABI
36 MUKTHIYAR BEGUM

... RESPONDENTS 33 TO 36/PROPOSED
RESPONDENTS 33 TO 36 (LR OF R8)

37 IBRAHIM
38 KULSUM

... RESPONDENTS 37 AND 38 PROPOSED
RESPONDENTS 37 AND 38 (LR OF R12)

39 U.SYED RIZWAN RASHEED
40 U.NAFEES BEGUM

... RESPONDENTS 39 AND 40 PROPOSED
RESPONDENTS 39 AND 40 (LR OF R17)

41 M.SYED HAROON RASHEED
42 M.SYED HEEROON RASHEED
43 M.SYED HILAL RASHEED
44 M.SYED ZAMEERUN RASHEED
45 M.RUKSHANA PERVEEN

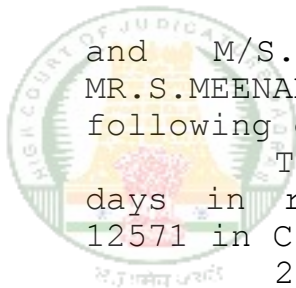
... RESPONDENTS 41 TO 45/PROPOSED
RESPONDENTS 41 TO 45 (LR OF R18)

Petition filed under IV Rule 9(2) Appellate Side Rules stated therein, and in the to Condone the delay of 2490 days in representing the above applications in MP(MD) SR.No.12564 to 12571 in C.R.P(NPD) (MD) No.400 of 2005 .

Prayer IN C.R.P(NPD) (MD) No.400 of 2005 :-

Civil Revision Petition under Section 115 of C.P.C. to set aside the fair and decreetal order in I.A.598/1999 in O.S.44/1952 on the file of the Principal Subordinate Judge's Court at Tiruchirappalli .

ORDER : This petition coming on for hearing on this day upon perusing the petition and the affidavit filed in support thereof and material papers and upon hearing the arguments of M/S.R.GOVINDARAJAN, Advocate for the Petitioner and of MR.R.DEVARAJ, Advocate for R1 and MR.J.PAREKH KUMAR, Advocate for R20 to 24 and 25



and M/S.J.ANANDHAVALLI, Advocate for Respondents 11 and 23 and MR.S.MEENAKSHISUNDARAM, Advocate for R10 the Court made the following order:-

This petition is filed seeking to condone the delay of 2490 days in representing the applications in M.P.(MD)SR.No.12564 to 12571 in C.R.P.(NPD)No.400 of 2005.

2. Heard the learned counsel for the petitioners.

3. In the affidavit filed in support of the petition, it is averred that the applications were misplaced in his office and after much endeavour, it was traced out from the disposed bundles. Except the bald and vague statements, the petitioners have not given any valid and convincing reasons to condone the enormous delay.

4. This Court is of the opinion that the petitioners have not shown sufficient cause for condoning the delay.

5. In the result, the petition is dismissed.

sd/-

08/08/2016

/ TRUE COPY /

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

TO

THE PRINCIPAL SUBORDINATE JUDGE, TIRUCHIRAPPALLI.

COPY TO:- THE SECTION OFFICER,
V.R.SECTION/RECORD,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

+1. C.C. to M/S.K.GOVINDARAJAN Advocate SR.No.42958
+1. C.C. to M/S.R.DEVARAJ, Advocate SR.No.43265
+1. C.C. to M/S.J.ANANDHAVALLI Advocate SR.No.42516

RL/6C/3P/DB/SAR3/7.10.2016

ORDER Date :08/08/2016

ORDER

CMP(MD) No.7355 of 2016
IN
CRP(MD) No.400 of 2005

GIVING DIRECTIONS AS STATED
WITHIN