



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

Wednesday, the Nineteenth day of July Two Thousand Seventeen

PRESENT

The Hon`ble Mrs Justice PUSHPA SATHYANARAYANA

CMP(MD) No.11240 of 2016
IN
SA(MD) No.SR29544 of 2010

1 RETHINAVATHI

2 WILLIAM RAJ

... PETITIONERS/APPELLANTS

Vs

1 EDWARD ALEXANDER

2 RAJAPPAN

3 VICTOR

4 ROBERT

5 RUBY

6 ARUL. RAJ (DIED)

7 CHANDRAKANTHA

8 BALAMMAL

9 ARPUTHARAJ

10 VICTOR

11 RAJARIGA RUBA

12 VIJILA

13 EDWIN

14 AUSTIN

15 BALU

16 YESUDHASAN (DIED)

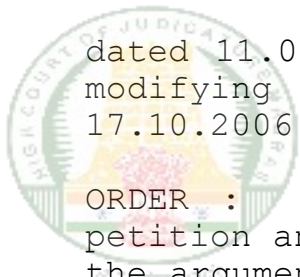
17 JOSEPH SAVARI RAJ

18 ANNAL GLORY BAI

... RESPONDENTS/RESPONDENTS

(Respondents R1,R6 & R7 already on record
are recorded as the LR's of deceased 16th
respondent memo in VSR No.432/24.01.2017
vide Court order dated 02.02.2017 made in
CMP(MD)11240/16 IN SA(MD)SR29544/2010 BY MDJ)
(18th Respondent brought on record as the LR's
of deceased 6th Respondent, vide Court order
dated 03.10.2016 made in CMP(MD)No.3446/2016
in SA(MD)SR29544/2010 by SSSRJ)

Petition praying that in the circumstances stated therein
and in the affidavit filed therewith the High Court will be pleased
to condone the delay of 2140 days in proper filing the above second
appeal.



dated 11.07.2009 on the file of the Principal Sub Judge, Nagercoil modifying the Judgment and Decree in O.S.No.328 of 2000 dated 17.10.2006 on the file of Principal District Munsif, Nagarcoil.

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.K.SREEKUMARAN NAIR, Advocate for the petitioner and of M/S.D.NALLATHAMBI, Advocate for R1 and M/S.A.GEORGE STEPHEN KANIKKAI RAJ, Advocate for R18 and M/S.P.S.GANESAN, Advocate for R4, the court made the following order:-

As the appeal is filed within time, the learned counsel for the petitioners seeks permission of this Court to withdraw this petition. He has also made an endorsement to that effect.

In view of the above, this petition is dismissed as withdrawn.

sd/-

19/07/2017

/ TRUE COPY /

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

TO

1 THE PRINCIPAL SUBORDINATE JUDGE, NAGERCOIL.

2 THE PRINCIPAL DISTRICT MUNSIF, NAGERCOIL.

COPY TO: THE SECTION OFFICER,
JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

CSL/RR-BS/SAR-I/25.07.2017 : 2P/4C

ORDER

IN

CMP(MD) No.11240 of 2016

IN

SA(MD) No.SR29544 of 2010

Date :19/07/2017