



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Wednesday, the Fifth day of April Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice N.SESHASAYEE

CMP(MD) No.3211 of 2017

IN

SA(MD) No.301 of 2006

VADIVUDIAL @ SIGAPPI

... PETITIONER/APELLANT

Vs

S.NAVANEETHAM,

... RESPONDENT/RESPONDENT

This Petition filed under Order 41 Rule 19 and Section 151 of Civil Procedure Code, to set aside the order made in S.A (MD) No.301 of 2006 by this Honourable Court dated 11.7.2016 and restore the Second Appeal .

Prayer in SA(MD) . 301/ 2006 :

This Second Appeal is filed under section 100 of Civil Procedure Code, to set aside the Judgment and Decree dated 22.3.2005 in AS.197/2004 on the file of the Learned Principal District Judge, Madurai confirming the Judgment and Decree dated 30.4.2004 in OS.201/1996 on the file of the Learned Subordinate Judge, Periyakulam, and set aside the same .

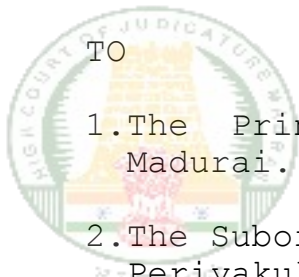
ORDER : This petition coming on for hearing on this day, upon perusing the petition and the affidavit filed in support thereof and the earlier Order of this Court, and upon hearing the arguments of Mr. M.A.M.RAJA, Advocate for the petitioner and of Mr.JAWAHAR Advocate for the Respondent , this court made the following order:-

"Heard both sides.

The Restoration Petition is allowed, only on the condition that the petitioner/Appellant would get ready for final disposal of the appeal on 02.06.2017 and if the appellant does not show get ready, consequence will follow.

Sd/-

Assistant Registrar



TO

1.The Principal District Judge,
Madurai.

2.The Subordinate Judge,
Periyakulam.

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ORDER DATED :05/04/2017

HEARING DATED :02.06.2017

RESTORED

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MAS/RR/SAR3:19.04.2017:2P-3C