



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

Monday, the Thirteenth day of February Two Thousand Seventeen

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PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR

CMP(MD)Nos.976 to 978 of 2017

IN

AS No.483 of 1998

THE SPECIAL TAHSILDAR (LA)
ADI DRAVIDAR WELFARE,
VIRUDHUNAGAR

... PETITIONER/APELLANT IN
ALL THE PETITIONS.

- Vs. -

KARUPPIAH NADAR (DIED)

- 1 K.MARIAPPAN
- 2 K.KARUPPASAMY (DIED)
- 3 K.SHANMUGA GANI
- 4 K.BALASUBRAMANIAN
- 5 K.PANCHAVARNAM (DIED)
- 6 G.LINGAMMAL
- 7 K.ARUMUGATHAI
- 8 S.VIJAYALAKSHMI

...RESPONDENTS 1 TO 8/
PROPOSED RESPONDENTS 1 TO 8 IN
ALL THE PETITIONS.

- 9 K.PARAMESWARI
- 10 PERIYASAMY
- 11 BHUVANESWARI
- 12 SUDHA GANESH

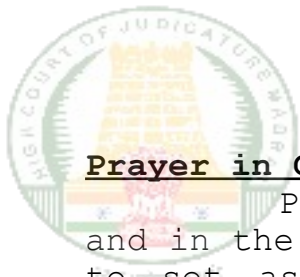
...RESPONDENTS 9 TO 12/
PROPOSED RESPONDENTS 9 TO 12
(LEGAL REPRESENTATIVES OF
DECEASED 2ND RESPONDENT) IN
ALL THE PETITIONS.

- 13 MUNEESWARI
- 14 ANANDEESWARI
- 15 RAJESWARAN
- 16 DHANALAKSHMI
- 17 KATHIRVELPANDIAN

...RESPONDENTS 13 TO 17/ PROPOSED
RESPONDENTS 13 TO 17 (LEGAL
REPRESENTATIVES OF 5TH
RESPONDENT K.PANCHAVARNAM) IN
ALL THE PETITIONS.

Prayer in CMP(MD). 976/ 2017 :

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 1820 days to bring on the record of the proposed respondents 13 to 17 herein in A.S.No.483 of 1998 as Legal Representatives of the deceased 5th respondent namely K.Panchavarnam.

**Prayer in CMP(MD) . 977/ 2017 :**

Petition praying that in the circumstances stated therein and in the affidavit filed therewith, the High Court will be pleased to set aside the abatement in bring on record of the proposed respondents 13 to 17 herein in A.S.No.483 of 1998 as Legal Representatives of the deceased 5th respondent namely K.Panchavarnam.

Prayer in CMP(MD) . 978/ 2017 :

Petition praying that in the circumstances stated therein and in the affidavit filed therewith, the High Court will be pleased to bring on record of the proposed respondents 13 to 17 herein in A.S.No.483 of 1998 as Legal Representatives of the deceased 5th respondent namely K.Panchavarnam.

ORDER:These petitions coming on for orders upon perusing the petitions and the affidavit filed in support thereof and upon hearing the arguments of M/S.S.KUMAR, Additional Government Pleader, for the petitioner in all the petitions and of MR.D.SAKKARAVARTHI, Advocate, on behalf of the Respondents in all the petitions, the court made the following order:-

These petitions are filed to condone the delay of 1820 days in filing the petition to set aside the abatement caused due to the death of the deceased 5th respondent, to set aside the abatement and to bring on record the proposed respondents 13 to 17 herein as the legal representatives of the deceased 5th respondent.

2.Heard the learned Additional Government Pleader appearing for the petitioner and learned counsel appearing for the respondents.

3. Though the delay is huge, I am satisfied with the reasons assigned by the petitioner in the affidavit filed in support of this petition and the delay is explained to the satisfaction of this Court. Hence, in the interest of justice, these petitions are allowed.

sd/-
13/02/2017

/ TRUE COPY /

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

TO
THE PRINCIPAL SUBORDINATE JUDGE, SRIVILLIPUTHUR.

ORDER
IN
CMP(MD) Nos.976 to 978 of 2017
IN
AS No.483 of 1998
Date :13/02/2017