



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

Tuesday, the Ninth day of January Two Thousand Eighteen

PRESENT

The Hon`ble Mrs.Justice S.RAMATHILAGAM

CMP(MD) No.12151 of 2017
IN
SA No.1225 of 2004

1 K.GOVINDARAJAN (DIED)
2 G.TAMILARASI
3 MANIVANNAN
4 MOHANRAJ
5 ARIVAZHAGAN

... PETITIONERS/PROP. 2 TO 5 APPELLANTS/
L.Rs. SOLE APPELLANT

Vs

1 S.INDIRANI
2 R.SHANTHI
3 D.JAYA
4 S.MALLIKA
5 S.JAYAKUMAR
6 S.SELVAKUMAR
7 S.VETRIMANI
8 JAYALAKSHMI @ GRACE XAVIER
9 NEPOLEON
10 JACQUILENE
11 P.DEVIKA
12 MINOR PORSHIA
(REP. BY GUARDIAN P.DEVIKA)

... RESPONDENTS/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the order of dismissal of the above SA.No.1225 of 2004 and restore the same on the file of this Honourable Court.

Prayer in SA. 1225/ 2004 :

Second Appeal filed under Section 100 of the Code of Civil Procedure against the Judgment and Decree of the Court of Principal District Judge, Thanjavur, passed in A.S.No.53 of 2003, dated 28.11.2003, whereby confirming the Judgment and Decree of the Court of the District Munsif, Thanjavur, passed in O.S.No.221 of 1985, dated 31.01.2003

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.V.ANAND, Advocate for the petitioners the court made the following order:-



This petition is filed to set aside the order of dismissal of the above Second Appeal and restore the same on the file of this Court.

2. Heard the learned counsel appearing for the petitioner/appellant.

3. Being satisfied with the reasons stated in the affidavit filed in support of this petition, this petition is allowed on payment of cost of Rs.1,000/- (Rupees One Thousand only) to the Legal Services Authority attached to this Court, within a week from the date of receipt of a copy of this order, failing which this petition shall stand dismissed automatically, without any further reference to this Court.

sd/-
09/01/2018

/ TRUE COPY /

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

TO

1 THE PRINCIPAL DISTRICT JUDGE,
THANJAVUR.

2 THE DISTRICT MUNSIF,
THANJAVUR

Copy to
THE OFFICER-IN-CHARGE,
LEGAL AID SERVICE AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP (MD) No.12151 of 2017
IN
SA No.1225 of 2004
Date :09/01/2018

MKV-PM-PN-SAR 3/17.1.2018/2P-4C