



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

Monday, the Thirtieth day of July Two Thousand Eighteen  
PRESENT

**The Hon`ble Mr.Justice M.V.MURALIDARAN**

CMP(MD) No.3089 of 2018  
IN CRP(MD) No.SR8310 of 2017

WEB COPY

P.KIRUBAKARAN

... PETITIONER/ PETITIONER/  
PETITIONER

Vs

A-1362 MEENAKSHI CO-OPERATIVE  
BUILDING SOCIETY LTD.,  
AT DOOR NO.21, UADUKAKAVALKOODA STREET,  
MADURAI, THROUGH ITS SECRETARY,  
S.SIVASANKARAN

... RESPONDENT/ RESPONDENT/  
RESPONDENT

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 172 days in filing the restore petition in C.M.P.(MD) No. 6870 of 2017 in C.R.P.(MD) SR No.8310 of 2017 by setting aside the order of dismissal for non-prosecution on 30.08.2017 and thus render justice

**PRAYER IN CRP(MD) No.SR8310 of 2017:**

To set aside the order dated 03.08.2016 passed in I.A.No.362 of 2015 in O.S.No.154 of 2007 on the file of the District Munsif Court, Madurai Taluk, Madurai.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.SANKARAPANDIAN, Advocate for the petitioner and of Mr.S.J.CHAKKARAVARTHY, Advocate on behalf of the Respondent, the court made the following order:-

The delay would stand condoned on condition that the petitioner shall pay a sum of Rs.500/- to the Hon`ble Chief Justice Relief Fund, High Court, Chennai, within a period of one week from the date of receipt of a copy of this order.

On production of payment receipt, Registry is directed to list the restoration application.

sd/-  
30/07/2018

/ TRUE COPY /



TO

THE DISTRICT MUNSIF,  
MADURAI TALUK, MADURAI.

**COPY TO:**

1. THE SECTION OFFICER, (Hon`ble Chief Justice Relief Fund)  
ACCOUNTS SECTION, HIGH COURT, CHENNAI.
2. THE SUB ASSISTANT REGISTRAR, AE SECTION,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER  
IN  
CMP (MD) No.3089 of 2018  
IN  
CRP (MD) No.SR8310 of 2017  
Date :30/07/2018

**MS/PN/SAR-2/02.08.2018/2P.4C**