



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

Thursday, the Twentieth day of December Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice T.KRISHNAVALLI

CMP (MD) No.5394 of 2018

IN

SA No.1764 of 2002

PAKKIANATHAN

... PETITIONER/PETITIONER/APPELLANT

Vs

1 CHRISTOPHER
2 V.C.CHANDRASEKARAN
3 CHELLAN
4 KRISHNAN
5 RAMESH
6 THANKARAJ (DIED)
7 A.S.KIRSHNANKUTTI
8 RAMACHANDRAN NAIR
9 MURALEEDHARAN
10 PUSHPA BABY
11 T.JAWAHAR
12 T.RAJESH
13 SHEEBA ISSAC

...RESPONDENTS/RESPONDENTS/RESPONDENTS

... LR'S DECEASED 6th RESPONDENT/
LR'S OF DECEASED 6th RESPONDENT/
PROPOSED RESPONDENTS 10 TO 13

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 1672 days in representing the M.P.Sr.No.33095 of 2013 in SA.No.1764 of 2002 on the file of this Honourable Court and thus render justice.

PRAYER IN SA No.1764 of 2002

to prefer this memorandum of Grounds of Second Appeal before this Hon'ble Court against the judgment and decree in A.S.NO.119 of 1996 dated 30.04.2002 on the file of the Subordinate Judge, Padmanabhapuram pursuant to the judgment and decree of the learned Principal District Munsif, Padmanabhapuram made in O.S.NO.581 of 1990 dated 28.2.1996.

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.K.SREEKUMARAN NAIR, Advocate for the petitioner and of Mrs.J.ANANTDHAVALLI, Advocate for R7 and



Mr.K.N.THAMBI, Advocate for R3, the court made the following order:-

The learned counsel for the petitioner seeks permission of this Court to withdraw the petition and he has also made an endorsement to that effect.

2.The said endorsement made by the learned counsel for the petitioner which reads as follows:-

"I request this Hon'ble Court to dispense with the petition under Order 22 Rule 4(4) of CPC. R-7 remained ex-parte. Hence LRs need not be impleaded. Hence, I am not pressing this petition."

3.Accordingly, this Civil Miscellaneous Petition is dismissed. Post this Second Appeal on 09.01.2019.

sd/-
20/12/2018

/ TRUE COPY /

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

TO

- 1 THE SUBORDINATE JUDGE,
PADMANABHAPURAM.
- 2 THE PRINCIPAL DISTRICT MUNSIF,
PADMANABHAPURAM.

PS/JC/SAR-2/04.01.2019/2P/3C

ORDER
IN
CMP(MD) No.5394 of 2018
IN
SA No.1764 of 2002
Date :20/12/2018