



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

Monday, the Thirteenth day of August Two Thousand Eighteen

PRESENT

The Hon`ble Mrs Justice PUSHPA SATHYANARAYANA

and

The Hon`ble Mrs.Justice T.KRISHNAVALLI

CMP(MD) No.7651 to 7653 of 2018

IN

CMA(MD) No.387 of 2014

E.DURAIRAJ (DIED)

1.D.MARUTHAMBAL

2.A.MEENAKUMARI

3.S. CHITRA,

4.D.ARUNKUMAR

5.K.VIJAYALAKSHMI

6.D.ILAYARAJA,

7.D. SARAVANAN

8.D.CHINNABABU

... PETITIONERS/PROPOSED
APPELLANTS 1 to 8
IN ALL THE PETITIONS

Vs

1.THE AUTHORISED OFFICER,
(LAND ACQUISITION) NATIONAL HIGHWAYS
DEPARTMENT AND SPECIAL DISTRICT REVENUE OFFICER,
TIRUCHIRAPPALLI.

2.THE ARBITRATOR/DISTRICT COLLECTOR,
TIRUCHIRAPPALLI.

3.THE PROJECT DIRECTOR,
NATIONAL HIGHWAYS AUTHORITY OF INDIA,
NO.44, 3RD MAIN ROAD, PONNAGAR,
TIRUCHIRAPPALLI.

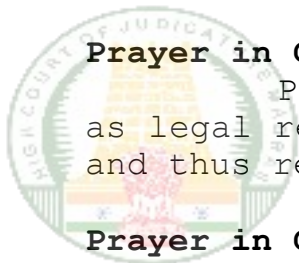
... RESPONDENTS/ RESPONDENTS
IN ALL THE PETITIONS

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 894 days in setting aside the abatement caused by the death of the sole appellant namely E.Durairaj and thus render justice.

Prayer in CMP(MD) . 7652/ 2018 IN CMA(MD) No.387 of 2014 :

<https://hcservices.ecourts.gov.in/hcservices/>

pleased to set aside the abatement caused by the death of the sole appellant namely E.Durairaj and thus render justice.



Prayer in CMP(MD) . 7653/ 2018 IN CMA(MD) No.387 of 2014:

Pleaded to bring on record the proposed appellants 1 to 8 as legal representatives of deceased sole appellant namely E.Durairaj and thus render justice.

Prayer in CMA(MD) . 387/ 2014 :

To set aside the order dated 22.03.2013 made in Ar.O.P.No.6/2010 on the file of the Principal District Judge, Trichirappalli and enhance the amount and allow the Civil Miscellaneous Appeal and thus render justice.

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.P.ARUN JAYATRAM, Advocate for the petitioners in all the petitions the court made the following order:-

(Order of the Court was made by **PUSHPA SATHYANARAYANA, J**)

These petitions have been filed praying (i) to condone the delay of 894 days in setting aside the abatement caused by the death of the sole appellant, (ii) to set side the abatement caused by the death of the sole appellant and (iii) to bring on record the proposed appellants 1 to 8 as legal representatives of the deceased sole appellant.

2.Heard. Being satisfied with the reasons stated in the affidavit filed in support of the petitions, these Civil Miscellaneous Petitions are ordered.

3.The Registry is directed to carry out necessary amendment in the cause-title and list the main appeal for hearing on 16.08.2018.

sd/-
13/08/2018

/ TRUE COPY /

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

TO
PRINCIPAL DISTRICT JUDGE, TRICHIRAPPALLI.

COPY TO:

THE SECTION OFFICER, JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

ORDER
IN
CMP(MD) No.7651 to
7653 of 2018 IN
CMA(MD) No.387 of 2014
Date :13/08/2018