



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

Wednesday, the Fifth day of September Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CMP(MD)Nos.7949 to 7951 of 2018

IN

CRP(MD) No.366 of 2018

ASHOK KUMAR

... PETITIONER/PETITIONER
IN ALL THE PETITIONS

Vs

1 V.BALU

2 S.MUNIAPPAN

3 MUNIYANDI

4 M.RAMESH

A.GNANASUNDARAM (DIED)

5 A.NARAYANAN

6 A.MUTHUKUMAR

7 MANOHARIAMMAL

8 DAVAMANI

9 BHAVANI

10 K.V.N.KANTHARAJ

11 K.V.N.SIVAKAMI

12 K.V.MARAGATHAM (DIED)

13 K.V.RAJAM,

14 R.SEETHALAKSHMI

15 K.V.ANGESHWARI

PITCHIAMMAL (DIED)

16 S.PANDIAN

17 S.KALYANASUNDARAM

18 S.BALASUBRAMANIAN

19 A.PANDIAN

20 R.PANDI

21 N.SIVAKUMAR

22 N.KASIVISWANATHAN,

KAMATCHISUNDARAM(DIED)

23 KALEESWARI

24 DHANALAKSHMI

25 MARUDHADURAI

26 SURESH RAJA

27 MANICKAVALLI

28 LADHA



29 SUDHA
30 SANTHALAKSHMI
31 MARAGATHAM

... RESPONDENTS 1 TO 31/
RESPONDENTS 1 TO 31
IN ALL THE PETITIONS

32 SABEETHA
33 SHANTHI
34 VIJAYALAKSHMI
35 SWAMY

... RESPONDENTS 32 TO 35/
PROPOSED RESPONDENTS 32 TO 35
IN ALL THE PETITIONS

36 PONNUTHAI
37 ANGALA EASWARI
38 DHANALAKSHMI
39 NAGARAJ

... RESPONDENTS 36 TO 39/
PROPOSED RESPONDENTS 36 TO 39
IN ALL THE PETITIONS

Prayer in CMP(MD).7950/2018 :

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 218 days in filing the above application and to set aside the abatement caused due to the death of the deceased 3rd respondent viz., Muniyandi in the above Civil Revision Petition and pass such further or other orders, as this Honourable court may deems fit and proper in the circumstances of the case and thus render justice.

Prayer in CMP(MD).7950/2018 :

Pleased to set aside the abatement cause due to the death of the deceased 3rd respondent viz., Muniyandi in the above Civil Revision Petition and pass such further or other orders, as this Honourable Court may deems fit and proper in the circumstances of the case thus render justice.

Prayer in CMP(MD).7951/2018 :

Pleased to bring on record the respondents 36 to 39 herein as the legal representatives of the deceased 3rd respondent viz., Muniyandi and rank them as respondents 36 to 39 in the above Civil Revision Petition in C.R.P.(MD)No.366 of 2018 and pass such further or other orders, as this Honourable court may deems fit and proper in the circumstances of the case thus render justice.

Prayer in CRP(MD).366/2018 :

To set aside the fair and decreetal order passed in I.A.No.48 of 2015 in O.S.No.20 of 2007 on the file of Additional District Judge, Dindigul dated 6.8.2016

ORDER : These petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing



the arguments of MR.M.P.SENTHIL, Advocate for the petitioner and of MR.A.HARIHARAN, Advocate for R1 & R2, and MR.R.NADAKUMAR, Advocate for R10,11,13,14,15, and MR.K.HEMAKARTHIKEYAN, Advocate for R16 and MR.R.THANGAPANDIAN, Advocate for R23 to R29, the court made the following order:-

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Having satisfied with the reasons stated in the affidavit filed in support of the petitions these Mps are allowed and the delay is condoned.

sd/-
05/09/2018

/ TRUE COPY /

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

TO

THE ADDITIONAL DISTRICT JUDGE,
DINDIGUL

ORDER IN
CMP(MD)Nos.7949 to 7951 of 2018
IN CRP(MD) No.366 of 2018
Date :05/09/2018 (1/2)

PK(MV)/JC/SAR-4/26.09.2018 : 3P/2C