



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

Thursday, the Seventh day of March Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP (MD) No.1102 of 2019

IN

SA (MD) No.SR6231 of 2018

1 PERUMAL NADAR

KURUVAMMAL (DIED)

2 ROOBI VINSTAN

3 MURUGESAN

4 ASHOK KUMAR

5 RAVIKUMAR

6 NARAYANAN

7 NAINAR

8 NARAYANAN

9 UTHAYAKUMAR

10 KANNAN

11 SOOSAIMANICKAM

12 THIAGARAJAN

13 M.SUBRAMANIAN

... PETITIONERS/APPELLANTS

Vs

1 PITCHIYA NADAR

SANKARALINGA NADAR (DIED)

2 RAMAGIRI NADAR

3 SAROJA

CHIDAMBARA NADAR (DIED)

4 PERUMAL

5 VIJAYAAMMAL

6 NARAYANAN

LAKSHMI AMMAL (DIED)

7 CHELLADURAI

8 PERUMALAATHAL

9 PONNAMMAL

10 CHENDU AMMAL

11 ANNAKILLI

12 SAMUEL

13 MURUGAN



14 M.KODIVELRAJ
15 M.SUCILA
16 PITCHAI VADIVU
17 KAVITHA
18 LAKSHMI

... RESPONDENTS/RESPONDENTS

WEB COPY

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 153 days in representing the papers in the above Second Appeal

PRAYER IN SA(MD)No.SR6231/2018:

To set aside the Judgment and Decree passed in A.S.No.65/2011 (on the file of the Principal District Court, Tirunelveli, dated 10.08.2017 by confirming the Judgment and Decree passed in O.S.No.143/2010 on the file of the Principal Subordinate Judge's Court, Tirunelveli, dated 18.09.2010, by allowing the Second Appeal.

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.S.KADARKARAI, Advocate for the petitioner, the court made the following order:-

Heard.

2.This petition has been filed by the petitioners seeking to condone the delay of 153 days in representing the above appeal.

3.Considering the reasons stated in the affidavit filed in support of the petition and also considering the length of delay, this Court is inclined to condone the delay subject to the payment of cost of Rs.500/-.(Rupees five hundred only) to the Legal Aid Services Committee, attached to this Bench, within a period of one week from the date of receipt of copy of this order, failing which this petition shall stand dismissed automatically without any further reference to this Court.

4.This petition is accordingly ordered.

5.In the event of payment of cost, the Registry is directed to number the appeal if it is otherwise in order and list the same "for admission" forthwith.

sd/-
07/03/2019

/ TRUE COPY /

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



TO

1 THE PRINCIPAL DISTRICT JUDGE, TIRUNELVELI

2 THE PRINCIPAL SUBORDINATE JUDGE, TIRUNELVELI

COPY TO : THE OFFICER INCHARGE, LEGAL AID SERVICE AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO : THE SUB ASSISTANT REGISTRAR, AE SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. C.C. to Mr.S.KADARKARAI, Advocate SR.No.4497

ORDER
IN
CMP(MD) No.1102 of 2019
IN
SA(MD) No.SR6231 of 2018
Date :07/03/2019

gcg
PK/PN/SAR-4/12.03.2019 : 3P/6C