



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

Monday, the Twenty Fifth day of March Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.2599 of 2019

IN

SA(MD) No.SR963 of 2017

V.V.SETHURAMAN

... PETITIONER/APPELLANT

Vs

V.SWAMINATHAN

... RESPONDENT/ RESPONDENT

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 718 days in representing the above second appeal and thus render justice.

PRAYER IN SA(MD) No.SR963 of 2017:

To set aside the Judgment and Decree of the Lower Appellate Court dated 21.11.2014 passed in A.S.No.37 of 2013 on the file of the Principal Subordinate Judge, Thanjavur, confirming the Judgment and Decree of the Trial Court dated 27.06.2013 passed in O.S.No.10 of 2011 on the file of the District Munsif Court, Thiruvaiyaru, and allow the present 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 Mr.R.NANDAKUMAR, Advocate for the petitioner, the court made the following order:-

Heard.

2.This petition has been filed by the petitioner seeking to condone the delay of 718 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.2,000/-.(Rupees two thousand only) to the Chief Justice Relief Fund, 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/-
25/03/2019

/ TRUE COPY /

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

TO

1.THE PRINCIPAL SUBORDINATE JUDGE, THANJAVUR.

2.THE DISTRICT MUNSIF COURT, THIRUVAIYARU.

COPY TO:

1.THE SECTION OFFICER, (THE CHIEF JUSTICE RELIEF FUND)
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

2.THE SUB ASSISTANT REGISTRAR, AE SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP (MD) No.2599 of 2019
IN
SA (MD) No.SR963 of 2017
Date :25/03/2019

TK/PN/SAR-2/27.03.2019/2P/5C