



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Tuesday, the Twenty Second day of January Two Thousand Nineteen

PRESENT

WEB COPY

The Hon`ble Mrs.Justice R.Tharani

CMP(MD)No.8751 of 2016
in
SA(MD) No.454 of 2009

P.PAUL RATHINAM ... Petitioner

Vs

R.NATARAJAN ... Respondent

Prayer in CMP(MD). 8751/ 2016 :

This civil Miscellaneous petition filed under order 9 rule 9 cpc to restore the second appeal in S.A.No.454 of 2009 which was dismissed for default by setting aside the order dated 09.07.2012.

Prayer in SA(MD). 454/ 2009 :

Second Appeal filed under section 100 of the Civil Procedure code against the Judgments and decree made in AS.49 of 2007 on the file of the Sub Ordinate Judge, Ambasamudram dated,16.04.2008 confirming the Judgments and decree made in OS.201 of 2005 on the file of the decree made in O.S.No.201 of 2005 on the file of the Learned Principal District Munsif, Ambasamudram dated.19.02.2007.

ORDER : This petition having been posted for orders on this day, for not having paid the batta/take steps with petitions along with affidavit in presence of Mr.C.A.Ganapathi Advocate for petitioner and this court having granted time till 05.02.2019 for compliance of the defects, as condition precedent and the said Advocate not having complied with the said direction of this Court, it is ordered that this Second Appeal Petition do stand dismissed against the sole Respondent.

Sd/-

Assistant Registrar(cs-I)

/True Copy/

Sub Assistant Registrar(CS-)



TO

1 THE SUBORDINATE JUDGE,
AMBASAMUDRAM.

2 THE PRINCIPAL DISTRICT MUNSIF,
AMBASAMUDRAM

ORDER DATE:22.01.2019
BATTU DEFAULT
SA (MD) No.454 of 2009
in
CMP (MD) No.8751 of 2016

GIVING DIRECTION ETC., AS
STATED WITHIN

SP/10.04.2019/ 2P/3C