



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Friday, the Fourteenth day of June Two Thousand and Nineteen

CORAM :

The Hon'ble Mr. Justice S.S.SUNDAR

CMP(MD). No.3546 of 2018

in

CRP(MD).No.483 of 2009

1 M.S.M.ABDUL AJEEZ
2 SHAGUL HAMEED
3 MOHAMMED IQPAL
4 NASAR

... Petitioners/Appellants

Vs

PADMANABAN

... Respondent/Respondent

Prayer in CMP(MD). No.3546 of 2018:-

Civil Miscellaneous Petition is filed under Order 9 Rule 9 of Civil Procedure Code praying this Hon'ble to restore the above Revision which was dismissed for default on 16.03.2018 in C.R.P. (MD).No.483 of 2009 and pass such further or other orders, as this Honourable Court deems fit and proper in the circumstances of the case.

Prayer in CRP(MD).No.483 of 2009 :

Civil Revision Petition is filed under Section 25 of Tamil Nadu Buildings (Lease and Rent Control) Act, praying this Hon'ble Court to set aside the fair and decreetal order passed in RCA.No.2 of 2006 on the file of the learned Rent Control Appellate Authority (Principal Sub Judge), Tenkasi dated 25.02.2009, reversing the fair and decreetal order passed in RCOP.No.22 of 2004 on the file of learned Rent Controller (Principal District Munsif Court), Tenkasi dated 14.03.2006.

ORDER:-

This Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr. M.P.SENTHIL, Advocate for the Petitioners and of Mr. RAMESH @ RAMAIAH, Advocate for the respondent, this Court made the following order:

This petition is filed to restore the above revision petition, which was dismissed for non-prosecution on 16.03.2018.

2.This petition is not seriously opposed by the learned Counsel for the respondent. This Court is satisfied with reasons stated in the affidavit filed by support of this petition to restore the above revision petition. As a result, this petition is



allowed and C.R.P.(MD)No.483 of 2009, which was dismissed for non-prosecution on 16.03.2018, is restored to file.

Sd/-

Assistant Registrar(CS-II)

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Sub Assistant Registrar(CS)

TO

1. The Rent Control appellate authority,
(Principal Subordinate Judge, Tenkasi.

2. The Rent Controller,
(Principal District Munsif Court),
Tenkasi.

CMP(MD).3546 OF 2018
IN
CRP(MD)No.483 OF 2009

(CO)

TR (23.07.2019) 2P 3C