



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

(Civil Appellate Jurisdiction)

Thursday, the Twenty Fifth day of July Two Thousand Nineteen

CORAM:

The Hon`ble Mrs.Justice R.THARANI

CMP(MD) . No.6661 of 2019

IN

AS(MD)No.67 of 2009

1. Jamunarani
2. G.Rajagopal

... Petitioners/Appellants

Vs

S.John Joseph Xavier

... Respondent/Respondent

Prayer :-

Civil Miscellaneous Petition is filed to set aside the order of dismissal dated 21.02.2017 and restore the above AS(MD)No.67 of 2009.

Prayer In AS(MD)No.67 of 2009:

Appeal Suit is filed under section 96 of Civil Procedure Code, praying this Hon'ble Court to set aside the decree and Judgment dated 28.10.2008 on the file of the Additional District Sessions Court, No.1, Madurai made in O.S.No.128 of 2006.

ORDER:- Civil Miscellaneous Petition if coming on for hearing on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.GA.NATRAJ, Advocate for the Petitioners and of MR.K.JEGADEESAN, Advocate for the respondent, this Court made the following order:

Both side present.

2.The reasons stated in the affidavit filed in support of this petition, are satisfactory.

3.Respondent side has no serious objection in restoring the appeal.

4.Hence, this Petition is allowed .



5.The Registry is directed to restore the first appeal in A.S. (MD)No.67 of 2009 and list the appeal on 05.08.2019 "for arguments".

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// True Copy //

Sd/-

Assistant Registrar(CS-III)

Sub Assistant Registrar(CS)

TO

The Additional District Sessions Judge, No.1, Madurai.

Copy to:

1. The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court, Madurai
2. The Section Officer,
V.R Section,
Madurai Bench of Madras High Court, Madurai (2 copies)

ORDER DATED : 25/07/2019

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ORDER
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CMP (MD) . No.6661 of 2019
in
AS (MD)No.67 of 2009

Giving direction and etc.
as stated within.

ns (CO)
TR (02.08.2019) 2P 5C