



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI  
Thursday, the Twenty First day of March Two Thousand Nineteen  
coram:

The Hon`ble Mrs.Justice R.HEMALATHA  
CMP(MD). No.11761 of 2018 in S.A.No832 of 2004

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TAMIL NADU NEWSPRINT &  
PAPERS LTD REP.BY ITS LEGAL COORDINATOR  
S.MEENAKSHISUNDARAM, HAVING ITS REGISTERED  
OFFICE AT NO.67, MOUNT ROAD, GUINDY,  
CHENNAI-600 032

... Petitioner/Appellant

Vs

1 MANICKA NADAR (DECEASED)  
S/O.BALASUBRAMANIA NADAR M.APPADURAI NADAR  
S/O.LATE MANICKA NADAR PUTHIAMPUTTUR  
PERUNGUDI VILLAGE KAVALKINARU VIA R1/Respondent  
RATHAPURAM TK

2 M.APPADURAI NADAR,  
S/O.LATE MANICKA NADAR PUTHIAMPUTTUR  
PERUNGUDI VILLAGE KAVALKINARU VIA  
RATHAPURAM TK

3 M.MAHARAJAN  
S/O.LATE MANICKA NADAR KATTUPUTHUR VILLAGE  
NEAR NAGERCOIL.

4 Mrs. PAULKANI  
D/O.LATE MANICKA NADAR KATTUPUTHUR VILLAGE  
NEAR NAGERCOIL (RES.2 TO 4 ARE LEGAL HEIRS OF  
LATE MANICKA NADAR)

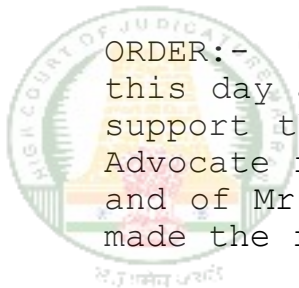
... Respondents/Proposed Respondents

Prayer :-

Civil Miscellaneous Petition is filed under order 41 Rule 19 and Section 151 of CPC. Pleased to restore the above appeal which was dismissed on 12.10.2006.

Prayer in S.A.No 832 of 2004

Second Appeal is filed under section 100 of CPC preferred against the judgement and decree made in A.S.No 51 of 2003 dated 9.9.2003 on the file of the Principal District Judge, Tirunelveli reversing the judgement and decree made in O.S.No 301 of 1994 dated 17.06.2002 on the file of the District Munsif Court, Valliyoor.



ORDER:- This Civil Miscellaneous 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 Petitioner and of MR. A.ARUMUGAM Advocate FOR R2 and of Mr.R.RAJESH KUMAR Advocate FOR R3 AND R4, and this Court made the following order:

This petition is filed under Order 41 Rule 19 and Section 151 of CPC, to restore the Second Appeal in S.A.No.832 of 2004, which was dismissed on 12.10.2006.

2.No appearance on behalf of the respondents 3 and 4. The learned counsel appearing for the second respondent did not raise any serious objections.

3.This Court is also satisfied with the reasons assigned in paragraph Nos.3 & 4 of the affidavit filed in support of the petition.

4. In the result, this petition is allowed and the registry is directed to restore the Second Appeal in S.A.No.832 of 2004.

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

TO

1. The Principal District Judge, Tirunelveli
2. The District Munsif,valliyoor

Copy to:

The Section Officer, Judicial Section,  
Madurai Bench of Madras High Court, Madurai

ORDER DATED : 21/03/2019

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ORDER  
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CMP(MD). No.11761 of 2018  
in S.A.No832 of 2004

Giving direction and etc.  
as stated within.