



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

Tuesday, the Ninth day of April Two Thousand Nineteen

PRESENT

WEB COPY

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.9078 of 2018
IN
SA(MD) No.SR6478 of 2018

K.SEYAD MOHAMED KAVUS (DIED)

- 1.SEYAD IBRAHIM
- 2 K.SEYAD HUSSAIN
- 3 PANIMAL @ MAHABUF BEEVI

JOHMAAN @ KARAL BEEVI (DIED)

- 4 SEYAD K.MOHAMED HANIB
- 5 KULAM THASKEER
- 6 KADARUNNISHA
- 7 SEYAD RASUL
- 8 SEYAD ABUPAKKAR
- 9 SEYAD SULAIMAN
- 10 SARPUNNISHA

... PETITIONERS/APPELLANTS

Vs

RAJA MOHAMED MAIDEEN (DIED)
MOHAMATHU MASTHAN(DIED)
MAHABOO @ KADER BATCHA(DIED)

- 1.BIARA
- 2 NANNA @ ABDULLAH KHAN
- 3 R.AMEERKHAN
- 4 SAMSUDEEN
- 5 M.MOHAMED UMAR
- 6 M.BHASHA KHAN
- 7 SHEIK IBRAHIM
- 8 M.JAMRUTH
- 9 NOORJAKHAN
- 10 KADAR JOHN
- 11 MUMTAJ
- 12 MAHABUF JOHN BEEVI
- 13 M.PAVUL AHAMED
- 14 M.SASIN USHA
- 15 M.SINDHA USHA, SHIAK MATHAR
- 16 GEENATH
- 17 HAMKUNNISHA
- 18 VASITHA BANU



19 SATHIK ALI
20 JEENATH BEGAM
21 YASEEN
22 MAHABOOB BATCHA
23 YUSUF KHAN @ BABU
24 ASEENA BANU
25 IQBAL
26 FATHIMA BEEVI
27 SALIMA BANU

... RESPONDENTS/ RESPONDENTS

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 179 days in paying in payment of deficit court fee in SA(MD)SR.No.6478 of 2018 and thus render justice.

PRAYER IN SA(MD) No.SR6478 of 2018:

To set aside the Judgment and Decree dated 14.07.2017 made in A.S.No.127 of 2010 on the file of Principal Subordinate Judge, Tirunelveli confirming the judgment and decree dated 26.11.2009 made in O.S.No.139 of 1996 in the file of 2nd Additional District Munsif Court, Tirunelveli.

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.P.SUBBARAJ, Advocate for the petitioner and of on behalf of the Respondents the court made the following order:-

Heard.

This petition has been filed by the petitioners seeking to condone the delay of 179 days in paying the deficit Court fee.

2.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.500/- (Rupees five hundred only) to the Legal Services Committee, attached to this Bench on or before 12.04.2019, failing which this petition shall stand dismissed automatically without any further reference to this Court.

3.This petition is accordingly ordered.

4. In the event of payment of cost, the Registry is directed to number the revision petition if it is otherwise in order and list the same "for admission" on 15.04.2019.

sd/-
09/04/2019

/ TRUE COPY /



TO

1. THE PRINCIPAL SUBORDINATE JUDGE,
TIRUNELVELI.

2. THE 2ND ADDITIONAL DISTRICT MUNSIF,
TIRUNELVELI.

COPY TO:

1. THE AUTHORITY OFFICER,
LEGAL SERVICES COMMITTEE,
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.9078 of 2018
IN
SA (MD) No.SR6478 of 2018
Date :09/04/2019

TK/PN/SAR-4/09.04.2019/3P/5C