



WEB COPY

CMP(MD). No.6672 of 2020

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

Thursday, the Tenth day of December Two Thousand and Twenty
PRESENT

The Hon'ble Mr. Justice M. GOVINDARAJ
CMP(MD). No.6672 of 2020

in
S.A.(MD).No.739 of 2011

Sahayaraj ...Petitioner/Appellant
Vs
1 Joseph Vincent (Died) ...Respondent/Respondent
2 Christyrani
3 Daya Verlak
4 Gilbert Irvin ...Respondents/Proposed 2 to 4th Respondent

Prayer in CMP(MD). No.6672 of 2020:-

Civil Miscellaneous Petition is filed under Order 41 Rule 19 of Civil Procedure Code, praying this Hon'ble Court to restore the above S.A(MD).No. 739 of 2011 which was dismissed for default dated 13-11-2019 for non filing of the LR petition for sole respondent.

Prayer in S.A.(MD).No.739 of 2011 :

Second Appeal filed under section 100 of Civil Procedure Code, against the decree and judgment dated 22.10.2008 made in A.S.No.19 of 2005 on the file of the Principal Subordinate Judge, Dindigul, reversing the judgment and decree dated 09.11.2004 made in O.S.No.521 of 2003 on the file of the I Additional District Munsif, Dindigul.

ORDER:-

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.V.Karuna, Advocate for the Petitioner and of Mr.M.V.Venkataseshan, Advocate for the respondent, this Court made the following order:

Heard.

2 The Counsel for the respondent has no serious objection to allow this petition.

3 Hence, the petition is ordered.

Sd/-

Assistant Registrar(CO)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)



To

- 1 The Principal Subordinate Judge, Dindigul
- 2 The I Additional District Munsif, Dindigul.
- 3 The Section Officer, VR Section,
Madurai Bench of Madras High Court, Madurai. (2 copies)

Copy to

The Section Officer, Judicial Section,
Madurai Bench of Madras High Court, Madurai.
(To Post the matter on 14/12/2020)

ORDER DATED : 10/12/2020
HEARING DATED : 14/12/2020

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Restoration
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CMP(MD). No.6672 of 2020
in
S.A.(MD).No.739 of 2011

Giving direction and etc.
as stated within.

pe (CO)
TR(11.12.2020) 2P 6C