



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Friday, the Seventh day of August Two Thousand and Twenty

PRESENT

The Hon'ble Mr Justice K.KALYANASUNDARAM

CMP(MD) . No.4432 of 2018

in

CRP(MD) .No.2556 of 2010

Kandasamy Reddiyar

... Petitioner/Petitioner

Vs

Narayanan

... Respondent/Respondent

Prayer in CMP(MD) . No.4432 of 2018:-

Civil Miscellaneous Petition filed under Order 9 Rule 9 read with Section 151 of Civil Procedure Code, praying this Hon'ble Court to restore in CRP(MD) No.2556 of 2010 by setting aside the order of dismissal for default dated 5.6.2014.

Prayer in CRP(MD) .No.2556 of 2010 :

Civil Revision Petition is filed under Article 227 of the Constitution of India, praying to set aside fair and decreetal order made in I.A.No.37 of 2010 in O.S.No.22 OF 2007 DATED 28.07.2010 on the file of the Sub Court, Valliyoor.

ORDER:-

Civil Miscellaneous Petition is coming upon for hearing on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.J.Ashok, Advocate for the Petitioner, this Court made the following order:

This civil miscellaneous petition has been filed to restore the above civil revision petition, which was dismissed for non-prosecution on 05.06.2014.

2. It is seen that the delay in filing this application was condoned by this Court on 24.04.2018. The court notice and the private notice sent to the respondent has been returned with an endorsement "refused". The name of the respondent has been printed in the cause-list, but there is no representation for the



3. Considering the above aspects, this civil miscellaneous petition is allowed and the above civil revision petition is restored to file.

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// True Copy //

Sd/-

Assistant Registrar (CS-II)

/ /2020

Sub Assistant Registrar(CS)

To

The Subordinate Judge,
Valliyoore.

Copy to

- 1 The Record Keeper, VR Section, Madurai Bench of Madras High Court, Madurai. (2 Copies)
- 2 The Section Officer, Judicial Section,
Madurai Bench of Madras High Court, Madurai.
(For information)

ORDER DATED : 07/08/2020

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RESTORED

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CMP (MD). No.4432 of 2018

in

CRP (MD).No.2556 of 2010

Giving direction and etc.
as stated within.

SDS (19.08.2020) 2P-5C