



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

Thursday, the Twenty Second day of April Two Thousand and Twenty One

WEB COPY

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CMP(MD) No.1042 of 2021

IN

SA(MD) SR.52603 of 2020

CHINNAIAH AASARI

... PETITIONER/APPELLANT/PLAINTIFF

Vs

NEELAKANDAN

... RESPONDENT/RESPONDENT/DEFENDANT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 213 days in filing the Second Appeal Challenging Judgment and decree of Sub Court Aranthangi In A.S.No.76 of 2017 dated 25-02-2019 confirming Judgment and decree of District Munsif Court Aranthangi in O.S.No. 97 of 2010 dated 23-01-2015 and thus render justice.

PRAYER IN SA(MD) SR.52603 OF 2020

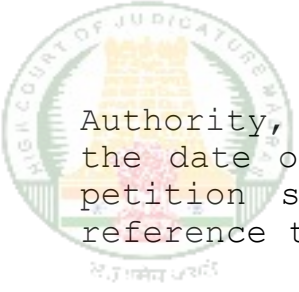
To allow the appeal by setting aside the Judgment and decree in A.S.No.76/2017 dated 25.02.2019 of Sub Court, Aranthangi, confirming judgment and decree in O.S.No.97/2010 dated 23.01.2015 of District Munsif Court Aranthangi.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.R.BALAKRISHNAN, Advocate for the petitioner and of Mr.K.BAALASUNDHARAM, Advocate for the Respondent the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 213 days in filing the Second Appeal.

2. The learned counsel for the petitioner and the learned counsel for the respondent are present.

3.Considering the reasons stated in the affidavit filed in support of the petition and 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



Authority, attached to this Bench, within a period of one week from the date of receipt of a copy of this order, failing which, this petition shall stand dismissed automatically without any further reference to this Court.

4. In the event of payment of cost, the Registry is directed to number the appeal, if it is otherwise in order.

sd/-

22/04/2021

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/ /2021

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE SUB JUDGE, ARANTHANGI

2 THE DISTRICT MUNSIF,
ARANTHANGI

COPY TO:

THE OFFICER-IN-CHARGE, LEGAL SERVICES AUTHORITY
MADURAI BENCH OF MADRAS HIGH COURT MADURAI

ORDER

IN

CMP (MD) No.1042 of 2021

IN

SA (MD) SR.52603 of 2020

Date :22/04/2021

AM/VR/SAR4/27/04/2021/ P2 : 4C