



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Civil Appellate Jurisdiction

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

PRESENT

The Hon'ble Mr.Justice G.R.SWAMINATHAN

CMP(MD). Nos.1826 and 1948 of 2021
in SA(MD).Nos.298 and 299 of 2008

K.Sethuraman

... Petitioner/Appellant
(in both Petitions)

Vs

1 Muthulakshmi (Died)

Navaneethakrishna (Died)

2 Narayani

3 Sundarajan

4 Umapathi

5 Rajkumar

6 Bakyalakshmi

7 Parthiban

8 Ramkumar

... Respondents/Respondents
(in both Petitions)

Prayer in CMP(MD). Nos.1826 and 1948 of 2021:

Civil Miscellaneous Petitions filed under Order 41 Rule 19 and Section 151 of Civil Procedure Code, to set aside the order made in S.A(MD).Nos.298 and 299 of 2008 on the file of the this Hon'ble Court dated on 11-01-2021 which is dismissed for non prosecution and restore the same on file.

Prayer in SA(MD).Nos.298 and 299 of 2008 :

These Second Appeals filed under Section 100 of Civil Procedure Code, against the decree and judgment made in A.S.Nos.81 and 82 of 2003 on the file of the First Additional Sub Judge, Trichy, dated 02.11.2007 in confirming the decree and judgment in O.S.Nos. 2375 of 1990 and 2795 of 1992 on the file of the District Munsif, Trichy, dated 13.03.2003 respectively.



ORDER:- These Civil Miscellaneous Petitions 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.R.Sundar, Advocate for the Petitioner, this Court made the following order:

Allowed.

SA(MD).Nos.298 and 299 of 2008 is restored.

The learned counsel for the appellant gives an undertaking that he will be get along with the appeals by 15/04/2021.

Call on 15/04/2021, SA(MD).Nos.298 and 299 of 2008.

Sd/-

Assistant Registrar(P & A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

TO

- 1 The First Additional Sub Judge, Trichy.
- 2 The District Munsif, Trichy.

Copy to:

- 1 The Section Officer, Judicial Section,
Madurai Bench of Madras High Court, Madurai.
- 2 The Section Officer, V.R. Section,
Madurai Bench of Madras High Court, Madurai(2 copies).

ORDER DATED : 08/04/2021

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ORDER

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CMP(MD). Nos.1826 and 1948 of 2021
in
SA(MD).Nos.298 and 299 of 2008

Giving direction and etc.
as stated within.

MJ(CO)

TR(09.04.2021) 2P 6C