



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

Tuesday, the Twentieth day of April Two Thousand and Twenty One

PRESENT

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

CMP(MD) No.3794 of 2021
and
SA(MD) SR.No.35350 of 2018

JANSIRANI

... PETITIONER/APPELLANT

Vs

1 PRASATHKUMAR
2 POONGOTHAI
3 KARUNANITHI

... RESPONDENTS/RESPONDENTS

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 910 days in representing the Second Appeal in S.A.S.R.(MD).No.35350 of 2018.

PRAYER IN SA(MD) SR.No.35350 of 2018:

To set aside the against the decree and judgment passed dated 24.02.2016 made in A.S.No.56 of 2014 on the file of the II Additional District and Sessions Judge, Thanjavur, Thanjavur District confirming judgment and decree passed dated 11.09.2014 made in O.S.No.95 of 2007 on the file of the Learned Principal Subordinate Judge, Kumbakonam, Thanjavur District.

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 MR.G.GOMATHI SANKAR, Advocate for the petitioner, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 910 days in re-presenting the Second Appeal.

2.Heard the learned counsel for the petitioner.

3.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.1000/- (Rupees one thousand only) to the Legal Aid Service Authority, attached to this Bench, on or before 28.04.2021, failing which, the petition shall stand dismissed automatically with no further reference to this Court.



4.This petition is accordingly ordered.

sd/-
20/04/2021

WEB COPY

/ TRUE COPY /

/ /2021

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

Note:In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.

TO

1 THE II ADDITIONAL DISTRICT AND SESSIONS JUDGE,
THANJAVUR, THANJAVUR DISTRICT

2 THE PRINCIPAL SUBORDINATE JUDGE,
KUMBAKONAM, THANJAVUR DISTRICT.

COPY TO:

THE AUTHORISED OFFICER,
LEGAL AID SERVICES AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI. (SOFT COPY)

+1 CC to M/s.G.GOMATHI SANKAR, Advocate (SR-3235[I] dated
20/04/2021)

ORDER
IN
CMP (MD) No.3794 of 2021
and
SA(MD) SR.No.35350 of 2018
Date :20/04/2021

MSA/CM
JM/VR/SAR III/24.04.2021/2P/5C