



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

Wednesday, the Twenty First day of April Two Thousand and Twenty One

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PRESENT

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

CMP(MD) No.3961 of 2021

And

SA(MD)SR No.26028 of 2019

A.VELAYUTHA THEVAR (DIED),

MUTHUKUTTY

... PETITIONER / PETITIONER

Vs

INCORPORATED AND UNINCORPORATED DEVASWOMS,
SUCHINDRAM, REPRESENTED BY ITS
EXECUTIVE OFFICER/DEPUTY COMMISSIONER,
SUCHINDRAM, AGASTHEESWARAM TALUK,
KANYAKUMARI DISTRICT.

... RESPONDENT / RESPONDENT

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 613 days in representing the second appeal in S.A.SR.No.26028 of 2019 and thus render justice.

PRAYER IN SA(MD)SR.No.26028 of 2021

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the judgment and Decree passed in A.S.No.36 of 2014 dated 04.04.2019 on the file of the Principal District Court, Kanyakumari confirming the Judgment and Decree passed in O.S.No.239 of 2010 dated 28.02.2014 on the file of the second Additional Sub Court, Nagercoil and allow the above Second Appeal.

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.V.P.RAJAN , Advocate for the petitioner, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 613 in representing the second appeal.

2.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.700/- (Rupees seven 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.

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sd/-
21/04/2021

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE PRINCIPAL DISTRICT JUDGE
KANYAKUMARI

2 II ADDITIONAL SUBORDINATE JUDGE, NAGERCOIL

Copy to: The Coordinator, Legal Services Authority,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CMP (MD) No.3961 of 2021 and
SA (MD) SR.NO.26028 OF 2019
Date :21/04/2021

SMA/27.04.2021 : 2P/4C