WEB COPY

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

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

PRESENT

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

CMP(MD) No.1465 of 2019
IN
S.A.(MD)No.SR3566 of 2019

1 THE CHIEF ENGINEER,
TWAD BOARD, MADURAI.

2 THE SUPERINTENDING ENGINEER,
TWAD BOARD, TIRUNELVELI,
KANYAKUMARI CIRCLE.

3 THE EXECUTIVE ENGINEER,
TWAD BOARD, NAGERCOIL. ... PETITIONERS/ PETITIONER

Vs

1 B.RAJA

2 THE DISTRICT COLLECTOR,
KANYAKUMARI DISTRICT,
NAGERCOIL. ... 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 135 days in filing the S.A.SR.No.3566 of 2019.

PRAYER IN S.A.(MD)No.SR3566 of 2019:

To set aside the judgment and decree passed by the Hon'ble District Court, Nagercoil in A.S.No.81 of 2014 dated 24.04.2018 by modifying the judgment and decree of the Hon'ble II Additional Sub Court, Nagercoil in O.S.No.34 of 2013 on 26.08.2014, and dismiss the suit.

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.PORKODI KARNAN, Advocate for the petitioner and of Mr.B.SARAVANAN, Advocate for the 1st Respondent and Mr.VR.SHANMUGANATAHN, Special Government Pleader for the 2nd Respondent, the court made the following order:-

https://hcservices.ecourts.gov.in/hcservices/

WEB COPY

This petition has been filed by the petitioners seeking to condone the delay of 135 days in filing the Second Appeal.

2. Heard the learned counsel for the petitioners, the learned counsel appearing for the first respondent and the learned Special Government Pleader appearing for the second respondent.

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 Adyar Cancer Institute, Adyar, Chennai, through online payment 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/-
27/04/2021

/ TRUE COPY /

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

TO
1 THE DISTRICT JUDGE,
NAGERCOIL.

2 THE II ADDITIONAL SUBORDINATE JUDGE,
NAGERCOIL.

COPY TO:
THE OFFICER INCHARGE,
ADYAR CANCER INSTITUTE,
ADYAR, CHENNAI.

ORDER
IN
CMP(MD) No.1465 of 2019
IN
SA(MD) No.SR3566 of 2019
Date :27/04/2021

CM
MS/PN/SAR-3/13.05.2021/2P.4C

https://hcservices.ecourts.gov.in/hcservices/