



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Civil Appellate Jurisdiction

**Monday, the First day of November Two Thousand Twenty One
PRESENT**

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

WEB COPY

CMP(MD) . No.9076 of 2021

in

SA(MD) No.621 of 2014

Asbar Alikhan

... Petitioner/Appellant

Vs

1.Mehamuda Bevi

2.Viswanathan

3.Ramakrishnan

... Respondents/Respondents

Prayer in CMP(MD) . No.9076 of 2021 :-

This Civil Miscellaneous Petition filed under 41 Rule 19a read with Section 151 CPC, praying this Court to set-aside the order dated 22.06.2015 and RESTORE the Second Appeal in S.A.No. 621 of 2014 on the file of this Honourable Court, which was dismissed for non prosecution by this Honourable Court to the file of fresh disposal on merits

Prayer in SA(MD) No.621 of 2014

This Second Appeal filed under section 100 of CPC , against the Judgment and Decree dated 24.01.2012 passed in AS No.6 of 2011 on the file of the Additional Sub Court, Ramanathapuram confirming the Judgment and Decree dated 20.01.2011 passed in O.S.No.40 of 2010 on the file of the District Munsif cum Judicial Magistrate Court, Rameswaram

ORDER:- This Civil Miscellaneous Petition coming on for hearng on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.R.Murugan, Advocate for the Petitioner and of Mr.M.Parameswaran, Advocate for the respondents, this Court made the following order:

"This Petition is allowed"

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)



TO

1. The Additional Sub Judge,
Ramanthapuram.

2. The District Munsif cum Judicial Magistrate
Rameshwaram.

ORDER DATED : 01/11/2021

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RESTORED

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CMP (MD) . No.9076 of 2021

in

SA (MD) No.621 of 2014

Giving direction and etc.
as stated within.

KB(22.11.2021) 2P 3C