



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

Friday, the Twenty Fifth day of June Two Thousand and Twenty One

PRESENT

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

CMP(MD) No.5098 of 2021

in

SA(MD)SR.No.87218 of 2019

**(*)1 KANYAKUMARI C.S.I. TRUST ASSOCIATION,
REP. BY THE BISHOP,
KANYAKUMARI C.S.I, DIOCESE,
BISHOP HOUSE, NAGERCOIL,
KANYAKUMARI DISTRICT.**

**2 THE TREASURER,
KANYAKUMARI C.S.I. DIOCESE,
NAGERCOIL, KANYAKUMARI DISTRICT. ... PETITIONERS/APPELLANTS**

**(*)Cause title amended vide Court order dated 02.06.2021 made
in CMP(MD)NO.4623/2021 IN SA(MD)SR.NO.87218/2019 BY NAVJ.**

Vs

1 SASIKUMAR
2 M.S.KUMAR
3 T.PAULRAJ
4 ALWIN
5 K.AYYAPPAN
6 V.SASIKUMARAN
7 J.CHARLESS
8 S.KRISHNAKUMAR
9 PALAYAPALLI THIRUTHALAM,
REP. BY RESPONDENTS 1 TO 8.

10 M.GEORGE @ JAHEER HUSSAIN
11 S.BALAKRISHNAN
12 PERNORDU ANNADURAI
13 KUMARESH
14 N.SIVANKUTTY
15 A.K.SATHIYAMOORTHY
16 K.GANESAN
17 N.SRINIVASA BRAMMA

18 N.NADARAJAPILLAI



19 K.NADARAJAN
20 D.DEVAKUMAR
21 K.SATHASIVANAYAR
22 M.SATHISHKUMAR
23 KAMALPATCHA

... RESPONDENTS/RESPONDENTS

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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 102 days in paying deficit court fee (Rs.15001/-) in the above second Appeal.

PRAYER IN SA(MD)SR.No.87218 of 2019:

To set aside the Judgment and Decree passed in A.S.No.48 of 2006 dated 04.09.2019 on the file of the Additional District (Fast Track Court), Nagercoil confirming the Judgment and Decree passed in O.S.No.87 of 2004 dated 01.08.2006 on the file of the Sub Court, Padmanabhapuram, Kanyakumari District and allow the 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 Mr.K.SREEKUMARAN NAIR, Advocate for the petitioners, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 102 days in paying deficit court fee in the above second appeal.

2.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.150/- (Rupees one hundred and fifty only) to the Legal Aid 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.

4.In the event of payment of cost, the Registry is directed to number the appeal, if it is otherwise in order.

sd/-
25/06/2021

/ TRUE COPY /

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



TO

1. THE ADDITIONAL DISTRICT
(FAST TRACK COURT), NAGERCOIL

2. THE SUBORDINATE JUDGE,
PADMANABHAPURAM, KANYAKUMARI DISTRICT.

COPY TO:

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

ORDER
IN
CMP (MD) No.5098 of 2021
in
SA (MD) SR.No.87218 of 2019
Date :25/06/2021

gns
AE/PN/SAR-IV/30.06.2021/3P/3C