



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

Thursday, the Seventeenth day of June Two Thousand and Twenty One

PRESENT

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

CMP (MD) No.4923 of 2021

IN

SA (MD) No. SR58422 of 2019

1 S. ANGURATHINAM
2 S. SEENIVASAN
3 S. RAJMURUGAMMBAL
4 S. LAVAMANIAYAL
5 MINOR. S. ATCHAYA,
(5th PETITIONER/5th APPELLANT REP'TD
THROUGH HER GRANDMOTHER/GUARDIAN,
THE 1st PETITIONER/1st APPELLANT HEREIN)

... PETITIONERS/APPELLANTS

Vs

1 S. MAHARAJAN
2 KARUPPAYEEAMMAL
3 A. SELVARAJ
4 R. PANJAVARNAM

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to pass an order by condoning the delay of 619 days in payment of deficit court fees of Rs.4875 in the Second Appeal SR.No.58422 of 2019.

Prayer in SA (MD) No. SR58422 of 2019:

To set aside the judgment and decree passed in A.S.No.11/2009 on the file of Additional Subordinate Court, Dindigul dated 20.12.2017 confirming the judgment and decree dated 13.03.2007 in O.S.No.609/2020, on the file of the Principal District Munsif and Judicial Dindigul, by allowing this 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.M.PONNIAH, Advocate for the petitioners, the Court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 619 days in payment of deficit Court fee of Rs.4,875/-.



2. Heard the learned counsel for the petitioner.

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.700/- (Rupees Seven hundred only) to the credit of Government of Tamil Nadu, CMPRF in IOB, Secretariat Branch, Chennai-9 (Account No.11720 10000 00070, IFSC Code: IOBA0001172), 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.

sd/-

17/06/2021

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

TO

1. THE ADDITIONAL SUBORDINATE JUDGE, DINDIGUL.
2. THE PRINCIPAL DISTRICT MUNSIF,
DINDIGUL.

COPY TO:-

THE OFFICER INCHARGE,
GOVERNMENT OF TAMIL NADU,
CHIEF MINISTER PUBLIC RELIEF FUND,
SECRETARIAT, CHENNAI-9

ORDER

IN

CMP(MD) No.4923 of 2021 IN

SA(MD) No.SR58422 of 2019

Date :17/06/2021

CP/MSA

TE/VR/SAR-III : 22/06/2021 : 2P/4C