



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction**

**Wednesday, the Sixteenth day of February Two Thousand and Twenty
Two**

WEB COPY

PRESENT

The Hon`ble Mr.Justice RMT.TEEKAA RAMAN

**CMP(MD) . No.1217 of 2022
in
CMA(MD) SR.No20824 of 2013**

B.Joseph Clarence Peeris

... Petitioner/petitioner/Appellant

Vs

J.Mary Immagulate Roderigo

... Respondent/Respondent/Respondent

Prayer in CMP(MD) . No.1217 of 2022 :-

Civil Miscellaneous Petition filed Under Order 41 rule 19 of the Civil Procedure code. Praying the Court to RESTORE the order date 24.10.2016 in CMP(MD).No.2107 of 2016 in CMA(MD).SR.No.20824 of 2013 on the file of this Honourable High Court and thus render justice.

Prayer in CMP(MD) . No.2107 of 2016 :-

Civil Miscellaneous petition filed Under IV rule 9(4) of AS Rules. Praying this court to CONDONE THE DELAY of 981 days in representing the above Civil Miscellaneous Petition in CMA(MD) SR.NO.20824 of 2013.

Prayer in CMA(MD) SR.No20824 of 2013:-

Civil Miscellaneous Appeal filed Under section 55 of the Indian Divorce Act. Praying this court to set aside the judgement and Decree passed by the Principal District Judge, Tuticorin in I.D.O.P.No.12 of 1999 dated 08/11/2011 by allowing this Civil Miscellaneous Appeal and pass such further or other orders as this Hon'ble Court may deem fit and proper in the above circumstances and thus render justice.

ORDER:- This Civil Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and the earlier order of this court, upon hearing the arguments of MR. ANANTH C.RAJESH Advocate for the Petitioner and this Court made the following order:

This Civil Miscellaneous Petition is filed to restore CMP(MD) No.2107 of 2016 in CMA(MD)SR.No.20824 of 2013, which was filed to condone the delay of 981 days in representation.



2. Being satisfied with the reasons stated in the affidavit filed in support of this petition, this Civil Miscellaneous Petition is allowed.

3. Post CMP(MD) No.2107 of 2016 in CMA(MD)SR.No.20824 of 2013, after three weeks.

Sd/-

Assistant Registrar (CS I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

To

1. The Principal District Judge, Tuticorin

Copy to:

The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court, Madurai

ORDER DATED : 16/02/2022

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ORDER

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CMP(MD) . No.1217 of 2022
in
CMA(MD)SR.No20824 of 2013

Giving direction and etc.
as stated within.

MGJ(05.04.2022) 2P 3C