



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

Thursday, the Fifteenth day of June Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN

C.M.P (MD) Nos.3913 & 3915 of 2022
in
C.M.P (MD) Nos.3089 & 3093 of 2022
in
S.A.No.1763 of 2000

1 KARUPPAYEE (DIED)

2 PANCHAVARNAM

3 MURUGAVALLI

4 VELLAISAMY

5 PACKIYALAKSHMI

6 MANIKANDAN

7 ANANDHAN

8 MEENAMMAL

9 MANJULA DEVI

10 MAHALAKSHMI

... PETITIONERS/PETITIONERS/APPELLANTS
IN BOTH THE PETITIONS

Vs

1 KARMEGAM (DIED)

2 MARISAMY (DIED)

3 LAKSHMI AMMAL

4 MEENAL

5 RAMAYEE

6 GOVINDAMMAL

7 KALIMUTHU THEVAR



8 KARMEGAM
S/O.LATE.AYYAVUR THEVAR

9 ALAGAR

10 SIGAPPI AMMAL

11 MALAIRAJ
S/O.LATE RAKKAPPA THEVAR

12 GANDHI

13 GOVINDARAJ

14 SELVAM

15 MALAIMEGU

16 KARUPPIAH

17 RAMACHANDRAN

18 GOVINDAN
S/O.LATE MUTHANDI THEVAR

19 RAKKU

20 KARUPPAYEE

21 GOVINDAN
S/O.NEELAMEGAM

22 KARMEGAM
S/O.NEELAMEGAM

23 KALIMUTHU

24 RAKKAMMLAL

25 KARUPPAIAH

26 LAKSHMI

27 MALAIRAJ
S/O.LATE MUNIYANDI THEVAR

28 GOVINDAN
S/O.LATE MUNIYANDI THEVAR

29 KALLAMMAI



30 MURUGESAN

31 MARIYAMMAL

32 MARIAMMAL

33 KALIMUTHAAN

34 SURIYAGANDHI

35 KALA

36 PARIMALA

37 BALAKRISHNAN

38 HARIKRISHNAN

39 ROOPA

40 SANJAY

41 MAREESWARAN

... RESPONDENTS 1 TO 31/RESPONDENTS 1 TO 31
RESPONDENTS 1 TO 31
IN BOTH THE PETITIONS

... RESPONDENTS 32 TO 41/
PROPOSED RESPONDENTS 32 TO 41
IN BOTH THE PETITIONS

Prayer in CMP(MD). 3913/ 2022 :

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to extend the time granted to comply with the order dated 18.04.2022 in C.M.P.(MD). No. 3089 of 2022 in S.A. No. 1763 of 2000.

Prayer in CMP(MD). 3915/ 2022 :

To extend the time granted to comply with the order dated 18.04.2022 in C.M.P. (MD). No. 3093 of 2022 in S.A. No. 1763 of 2000 in S.A. No. 1763 of 2000.

Prayer in CMP(MD). 3089/ 2022 :

To condone the delay of 2162 days in seeking to set aside the abatement caused due to death of the 1st respondent namely Karmegam in S.A. No. 1763 of 2000.

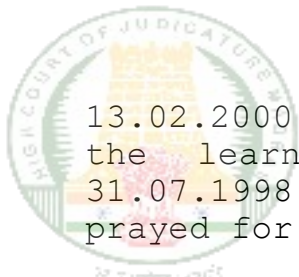
Prayer in CMP(MD). 3093/ 2022 :

To condone the delay of 3454 days in seeking to set aside the abatement cause due to death of the 2nd respondent namely Marisamy in S.A. No. 1763 of 2000.

PRAYER IN SA No.1763 of 2000:

To allow the above second appeal setting aside the judgment and Decree of the learned Principal District Judge, Ramanathapuram dated

<https://www.mhc.tn.gov.in/judis>



13.02.2000 in A.S.No.2 of 1999 confirming the judgment and of the learned Additional District Munsif, Ramanathapuram dated 31.07.1998 in O.S.No.298 of 1991 and to decree the said suit as prayed for.

COMMON ORDER : These petitions coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T.M.HARIHARAN, Advocate for the petitioners in both the Petitions, the court made the following order:-

These applications are filed to extent the time granted to comply with the order dated 18.04.2022 in C.M.P(MD)No.3089 of 2022 and C.M.P(MD)No.3093 of 2022 in S.A.No.1763 of 2000.

2. This Court by order dated 28.04.2022 extended the time till 10.06.2022. The petitioner has paid the cost on 09.06.2022 and filed the cost memo. The said memo are recorded. The petitions in C.M.P(MD)Nos.3089 & 3093 of 2022 are allowed.

3. Registry is directed to list the other miscellaneous petitions on 21.06.2023.

sd/-

15/06/2023

/ TRUE COPY /

20/06/2023

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

am

TO

- 1 THE PRINCIPAL DISTRICT JUDGE, RAMANATHAPURAM.
- 2 THE ADDITIONAL DISTRICT MUNSIF, RAMANATHAPURAM.

COPY TO

- 1 THE SUB ASSISTANT REGISTRAR, A.E.SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 2 THE SECTION OFFICER, JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 3 THE OFFICER INCHARGE, SIDDHA HOSPITAL,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
C.M.P(MD)Nos.3913 & 3915 of 2022
in C.M.P(MD)Nos.3089 & 3093 of 2022
in S.A.No.1763 of 2000
Date :15/06/2023

RS/VR/SAR-(20.06.2023) 4P 6C