



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Friday, the Eighteenth day of November Two Thousand and Twenty Two

WEB COPY

PRESENT

The Hon`ble Mr.Justice N.SESHASAYEE

CMP(MD) No.9562 of 2022

IN

SA No.1248 of 2002

PANDIVEL

... PETITIONER/PETITIONER/
APPELLANT

Vs

KHAJA MOHAIDEEN (DIED)

1 NAZEEMA BANU

2 NASRIN BANU

3 DILSATH BEGUM

4 FARZANA BEGAM

5 RAMZAN

... LEGAL HEIRS OF SOLE RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the dismissal order dated 21-01-2022 passed C.M.P(MD). No.5966/2021 in S.A.No.1248 of 2002 and restore the same.

PRAYER IN SA.No.1248/2002:

Pleased to prefer the Memorandum of Second Appeal in the Hon'ble Court against the Judgement and Decree dated 17th October, 2001 and made in A.S.No.66/2000 on the file of Principal District Court, Pudukkottai setting aside the Judgement and Decree dated 14.09.1999 and made in E.A.No.3 of 1997 in E.P.No.138 of 1994 in O.S.No.21 of 1994 on the file of Sub-Court, Pudukkottai.

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 M/S.T.SELVAN, Advocate for the



CMP(MD)

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petitioner and of Mr.N.BALAKRISHNAN, Advocate on behalf of the Respondents, the court made the following order:-

This petition is filed to Condone the delay of 144 days in filing the petition to set aside the dismissal order dated 21.01.2022 passed in CMP(MD)No.5966/2021.

2.Heard both sides.

3.This petition is allowed on payment of cost of Rs.3000/- (Rupees Three Thousand only) to be paid to Mr.N.Balakrishnan, learned counsel for the respondent on or before 23.11.2022.

Post on 24.11.2022 under the same Caption.

sd/-

18/11/2022

/ TRUE COPY /

/11/2022

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

TO

1 THE PRINCIPAL DISTRICT JUDGE,
PUDUKKOTTAI.

2 THE SUBORDINATE JUDGE,
PUDUKKOTTAI.

ORDER

IN

CMP(MD) No.9562 of 2022

IN

SA No.1248 of 2002

Date :18/11/2022

abr

SA/VR/SAR.1/21.11.2022/2P/3C