



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Monday, the Twelfth day of December Two Thousand and Twenty Two

WEB COPY

PRESENT

The Hon`ble Mrs.Justice N.MALA

CMP(MD) . No.9050 of 2022

IN

A.S.(MD)No.14 of 2022

B.Sridhar

S/o.Palchamy Thevar, Jakkammanpatty North
Street, Kothapatty Post, Aundipatty Taluk,
Theni District.

... Petitioner/Appellant

Vs

G.Victor

S/o.Govindaraj, Pappammalpuram,
Ward No.3, Aundipatty Panchayat,
Aundipatty Taluk, Theni District.

... Respondent/Respondent

Prayer in CMP(MD) . No.9050 of 2022:-

Civil Miscellaneous Petition filed Under Order 41 Rule 19 of C.P.C, 1908 to set aside the order dated 26-07-2022 made in AS (MD).No. 14 of 2022 and restore the same on the file of this Honourable Court and thus render justice.

Prayer in A.S.(MD)No.14 of 2022:-

Appeal Suit is filed under Section 96 of the Civil Procedure Code, r/w. Order 41 Rule 1 of C.P.C., 1908, against the judgment and decree dated 31.08.2021 made in O.S.No.37 of 2018 on the file of the Principal District Court, Theni.

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 upon hearing the arguments of M/s. M. Mohamed Ibram Saibu, Advocate for the Petitioner, and the Respondent not appearing in person or by Advocate, this Court made the following order:



"This petition is filed to set aside the order, dated 26.07.2022 in A.S.(MD)No.14 of 2022 and to restore the same.

2. The private notice is served on the sole respondent and the acknowledgment card is filed in proof of service. As far as the Court notice is concerned, the same is awaited.

3. I have gone through the averments made in affidavit in support of the petition and I am satisfied with the same. The petition is allowed."

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/12/2022

Sub Assistant Registrar(CS)

SN

TO

The Principal District Court,
Theni.

Copy to:

1. The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court, Madurai
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai

ORDER DATED : 12/12/2022

=====
RESTORATION
=====

CMP(MD) . No.9050 of 2022
IN
A.S.(MD)No.14 of 2022

Giving direction and etc.
as stated within.