



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

Friday, the Seventh day of January Two Thousand and Twenty Two

PRESENT

The Hon`ble Mrs.Justice V.BHAVANI SUBBAROYAN

CMP(MD) No.10646 of 2021

IN

S.A(MD)SR.No.22501 of 2021

K.NAMMALVAR

... PETITIONER/ APPELLANT

Vs

KRISHNA RAMANUJAM

... RESPONDENT/ RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 12 days in filing the above Second Appeal.

PRAYER IN S.A(MD)SR.No.22501 of 2021:

To set aside the judgment and decree dated 06.11.2019 made in A.S.No.22 of 2016 on the file of the Subordinate Judge, Sivakasi, by reversing the judgment and decree dated 12.07.2016 passed in O.S.No.68 of 2009 on the file of the District Munsif, Sivakasi, 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.P.SANTHOSHKUMAR, Advocate for the petitioner and Respondent not appeared either in person or by an advocate, the court made the following order:-

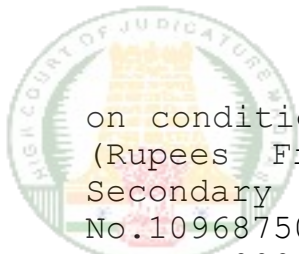
This Petition has been filed seeking to condone the delay of 12 days in filing the above Second Appeal.

2.Heard the learned counsel for the petitioner and perused the materials placed before this Court. Though notice was served on the respondent and his name being printed in the cause list, there is no representation on behalf of him, either in person or through counsel.

3.Considering the length of delay and the reasons assigned in paragraph No.6 of the accompanying affidavit, this Court is of the view that this petition may be ordered, on payment of costs.

4.In view of the above, this Petition is ordered and the delay of 12 days in filing the above Second Appeal is condoned, however,

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on condition that the Petitioner/ Appellant pays a sum of Rs.500/- (Rupees Five Hundred only) as costs to the Government Higher Secondary School, Y.Othakadai, Madurai, (Current Account No.10968750674, State Bank of India, Tallakulam Branch, IFSC Code No.SBIN0000253), within a period of one week from the date of receipt of a copy of this order, failing which, this Petition shall stand automatically dismissed, without further reference to this Court.

sd/-

07/01/2022

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

NOTE: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1 THE SUBORDINATE JUDGE,
SIVAKASI.

2 THE DISTRICT MUNSIF,
SIVAKASI.

COPY TO:

THE HEADMASTER,
GOVERNMENT HIGHER SECONDARY SCHOOL,
Y.OTHAKADAI, MADURAI.

ORDER

IN

CMP(MD) No.10646 of 2021 IN

S.A(MD)SR.No.22501 of 2021

Date : 07/01/2022

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MS/JC/SAR-2/19.01.2022/2P.4C