



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
Civil Appellate Jurisdiction



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

PRESENT

The Hon`ble Mr.Justice N.SESHASAYEE

CMP(MD) . No.3064 of 2017  
in  
SA(MD) .No. 461 of 2005

1. Pappu @ Irulayee Ammal
2. Karuppayee Ammal
3. Rasu Moopanar
4. Karupana Moopanar
5. Mariyammal
6. Pottai Ammal

... Petitioners/Appellants

- Vs -

- 1 Annappornathammal
- 2 Chinnapillai @ Irulayee

... Respondents/Respondents

Prayer in CMP(MD) . No.3064 of 2017:-

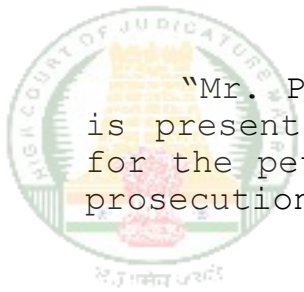
This Civil Miscellaneous petition filed under Section 5 of Limitation Act and Section 151 of the C.P.C., praying this Court to condone the delay of 97 days in filing an application for restore the petition which was dismiss for default on 18/11/2016 and passing suitable order to that effect.

Prayer in SA(MD) . 461/ 2005 :

This Second Appeal filed under Section 100 of the code of Civil Procedure, 1908, against the judgment and decree dated 31.01.2005 made in A.S No.199 of 1999 on the file of III Fast Track Court, Madurai, dismissing the Appeal confirming the Decree and Judgment made in O.S No.108 of 1985 dated 16.06.1999 on the file of District Munsif Court, Tirumangalam.

ORDER:-

This Civil Miscellaneous petition coming on for hearing on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.Pt.S.Narendravasan, Advocate for the 1<sup>st</sup> respondent, the petitioner and 2<sup>nd</sup> respondent has not been appear either in person or by an Advocate, this Court made the following order:



"Mr. PT.S.Narendra Vasan. Learned counsel for the 1<sup>st</sup> respondent is present before this Court. However, there is no representation for the petitioners. Hence, This petition stands dismissed for non-prosecution."

Sd/-

Assistant Registrar (CS III)

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/11/2022

Sub Assistant Registrar(CS)

To

1. The Additional District and Sessions Judge,  
Fast Track Court No.III,  
Madurai.
2. The District Munsif,  
Thirumangalam.

ORDER DATED : 04/11/2022

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ORDER

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CMP(MD). No.3064 of 2017

in

SA(MD).No. 461 of 2005

Giving direction and etc.  
as stated within.

MGJ/AR(14.11.2022) 2P 3C