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C.M.P.No.3217 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.06.2023

CORAM

**THE HON'BLE MRS. JUSTICE J. NISHA BANU
AND
THE HON'BLE MR. JUSTICE D. BHARATHA CHAKRAVARTHY**

**C.M.P.No.3217 of 2020
and C.M.A.SR.No.161525 of 2019**

Aravindan

... Petitioner/Appellant

Vs.

J.Kavitha

...Respondent

Prayer in C.M.P.No.3217 of 2020: Civil Miscellaneous Petition filed

under Section 19(3) of Family Court Act, 1984 to condone the delay of 985 days in filing the Civil Miscellaneous Appeal against the order dated 27.12.2016 on the file of the Family Judge, Vellore.

Prayer in C.M.A.SR.No.161525 of 2019: Civil Miscellaneous Appeal filed under Section 19 of Family Court Act 1984, to call for the records of the Tribunal and set aside the decreetal order and judgment passed on 27.12.2016 in F.C.O.P.No.128 of 2014 on the file of the Family Judge, Family Court Vellore, Vellore District.



C.M.P.No.3217 of 2020

For Appellant : Mr.Parigopal

For Respondent : Mr.I.Gowrishankar

ORDER

(Delivered by D.Bharatha Chakravarthy, J.)

This petition has been filed to condone the delay of 985 days in filing the C.M.A.SR.No.161525 of 2019 against the order dated 27.12.2016 on the file of the Family Court, Vellore, in which, the original petition filed by the petitioner/appellant for annulment of marriage was dismissed by the Trial Court.

2. On perusal of the affidavit filed in support of this petition, we are not satisfied with the reasons stated in the application to condone huge delay of 985 days. This apart, it can be seen that the impugned order of the Trial Court is only rejecting the prayer for annulment of marriage. We have also taken note of the contents of the annulment petition and we do not further proceed to make any comments because we are only on the condonation of delay petition.



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3. Accordingly, we do not find any reason to condone the delay of 985 days and this Civil Miscellaneous Petition is dismissed. Consequently, Civil Miscellaneous Appeal is dismissed in the SR stage itself. No costs.

msv

(J.N.B,J.) (D.B.C,J.)
02.06.2023

To
The Family Judge, Family Court Vellore,
Vellore District.



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J. NISHA BANU, J.
and
D.BHARATHA CHAKRAVARTHY,J.

msv

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