



CMP No.5046 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2023

CORAM

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

CMP No.5046 of 2020
in
SA SR.No. 15619 of 2020

Harikrishna

.....

Petitioner

Vs

1. Ramayee (Died)

2. Balasubramanian
(R2 bring on record as LR's of the
deceased sole respondent vide Court
order dated 03.08.2022 made in
CMP No.20386, 20393 & 20395 of
2021 in SA.SR.No.15619 of 2020)

3. A.Jayaraman
(Impleaded as R3 vide Court
order dated 22.09.2022 in CMP No.
12549 of 2022 in SA.SR.No.
15619 of 2020)

.....

Respondents

PRAYER : Civil Miscellaneous Petition filed under Order 41 Rule 3A
and Order 42 Rule 1 of CPC to condone the delay of 308 days in filing
the above second appeal.



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For Petitioner : Mr.K.Nagendra Prasad
For R1 : Died (Steps taken)
For R3 : Mr.P.Vasanth

ORDER

Today, when the matter is taken up for hearing, the learned counsel for the petitioner seeks permission of this Court to withdraw the Civil Miscellaneous Petition. He has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel appearing for the petitioner, this Civil Miscellaneous Petition is dismissed as withdrawn with liberty to file a fresh appeal. The SA.SR.No.15619 of 2020 is rejected at SR stage itself. No costs.

02.03.2023

Index :Yes/No

Internet :Yes/No

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Note : Registry is directed to return all the original documents to the counsel on record.



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G.K.ILANTHIRAIYAN, J.
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