



C.M.P.No.8401 of 2021in
C.M.A.S.R.No.14820 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.09.2023

CORAM :

THE HONOURABLE **MR.JUSTICE SUNDER MOHAN**

C.M.P.No.8401 of 2021

in

C.M.A.SR.No.148520 of 2019

K.P.Muthusamy

... Appellant

Vs.

K.M.Palanisamy Goundar

...Respondent

PRAYER in C.M.P.No.8401 of 2021: This Civil Miscellaneous Petition is filed under Section 5 of the Limitation Act, to excuse the delay of 232 days in filing the above Civil Miscellaneous Appeal.

PRAYER in C.M.A.SR.No.148520 of 2019: This Civil Miscellaneous Appeal is filed under Order 43 Rule 1 read with Section 104 of CPC, to set aside the order of the Court of the Principal District Judge, Tiruppur dated 15.04.2019 in E.A.No.197 of 2018 in E.P.No.81 of 2016 in APC.No.1/2014.

For Appellant : Mr.N.Thiagarajan



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C.M.P.No.8401 of 2021in
C.M.A.S.R.No.14820 of 2021

SUNDER MOHAN, J.
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JUDGMENT

This civil miscellaneous petition has been filed to excuse the delay of 232 days in filing the above Civil Miscellaneous Appeal.

2. Though the sole respondent is died as early as in the year 2021, the appellant is yet to take steps to bring the legal heirs on record.

3. In view of the above, the civil miscellaneous petition is dismissed as abated and the civil miscellaneous appeal is rejected in SR stage itself.

15.09.2023

Index: Yes/No
Speaking Order / Non-Speaking Order
Neutral Citation: Yes / No
nr

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