



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

Friday, the Twenty Eighth day of April Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice N.SATHISH KUMAR

CMP(MD) No.1332, 1334 & 1336 of 2023
in
CMA (MD) No.468 of 2021

1 K.MANOCHARAN
2 C.SEENIVASAN

... PETITIONERS/APPELLANTS
IN ALL CMP'S

Vs

1 R.SURENDHRA GURUSAMY
2 R.RAJENDRAN
3 K.SARASWATHI
4 K.ANITHA
5 K.BRINDHA
6 M.AMARJOTHI (DIED)
7 R.KALIAMMAL
8 SHANTHI
9 VIJAYALAKSHMI
10 K.PONRAJ

... 6TH RESPONDENT IN ALL CMP'S

... RESPONDENTS/RESPONDENTS 1 TO 5 & 7 TO 10
IN ALL CMP'S

11 RAVI CHANDRAN
12 KAMARAJ
13 M.KAVITHA

... RESPONDENTS 11 TO 13
/PROPOSED RESPONDENTS 11 TO 13
/LRs of the 6th RESPONDENT
IN ALL CMP'S

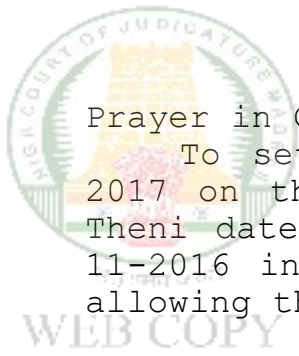
Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 563 days in filing the set aside the abatement petition caused on the death of 6th respondent namely Amarjothi in CMA.

Prayer in CMP(MD). 1334/ 2023 :

To set aside the abatement caused due to the death of the 6th respondent namely Amarjothi in C.M.A.(MD).No.468/2021.

Prayer in CMP(MD). 1336/ 2023 :

To bring on record the respondents 11 to 13 herein as legal representatives of the deceased 6th respondent namely Amarjothi and
bank union as respondents 11 to 13 in C.M.A.(MD).No.468 of 2021.



Prayer in CMA(MD). 468/ 2021 :

To set aside the decree and judgment passed in A.S.No.40 of 2017 on the file of District Court(Fast Track) and Mahila Court, Theni dated 07-08-2020 remanding the judgment and decree dated 05-11-2016 in O.S.No.143 of 2013 on the file of Sub Court, Theni by allowing this Civil Miscellaneous Appeal with costs.

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 M/S.S.VELLAICHAMY, Advocate for the petitioner in all CMP's, the court made the following order:-

Considering the reasons assigned in the affidavits filed in support of these petitions, in order to give fair opportunity to the parties, these petitions are ordered.

sd/-

28/04/2023

/ TRUE COPY /

/05/2023

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

akv

TO

1 THE DISTRICT JUDGE, (FAST TRACK) AND MAHILA COURT, THENI.

2 THE SUBORDINATE JUDGE, THENI.

ORDER

IN

CMP(MD) No.1332, 1334 & 1336 of 2023
in

CMA (MD) No.468 of 2021

Date :28/04/2023

RS/Vs/SAR-4(12.05.2023) 2P 3C