



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

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

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PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN

CMP (MD) No.3755 of 2023
IN
SA (MD) No.588 of 2005

1 PECHIAMMAL

2 SELLAMANI,

3 MURUGAN,

4 VELMURUGAN,

5 PALANIMURUGAN,

6 SITHIAMMAL,

7 SUBBULAKSHMI,

8 DHANALAKSHMI,

... PETITIONERS/APPELLANTS

Vs

1 C.KARUPPUSAMI

2 ROTTI @ SITHAN,

3 SANKAR @ SUBBIAH (DIED)

4 MARIMUTHU

5 SUBBIAH (DIED)

6 MADURAI ARULMIGU TAMIL
THIRUGANASAMBANTHA SWAMIGAL ATHEENAM
THROUGH ITS ATHENNA KARTHAR NO.73,
SOUTH AVANI MOOLA STREET,
MADURAI-625 001.

... RESPONDENTS/RESPONDENTS

7 NALLAL,

<https://www.mca.gov.in>
8 KARUPPUSAMI,



9 AZHAGU NACHI,

10 ROJA,

11 SANKARAAI,

12 MURUGAN (DIED)

13 PALANIAMMAL

14 MAYILAMMAL,

... RESPONDENTS 7 TO 14/
PROPOSED RESPONDENTS 7 TO 14

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to permit the petitioners/appellants to serve notice to respondents 9, 13 and 14 by substituted service i.e by way of publication in any one of the Tamil Daily News papers, circulated in the area of residence of the respondents 9, 13 and 14 and thus render justice.

PRAYER IN SA(MD) .588/2005:

Pleased to prefer this Memorandum of Grounds of Second Appeal against the decree and judgment made in A.S.No.53 of 2003 dated 25.11.2004 on the file of the Subordinate Judge, Sivaganga in O.S.No.106 of 2001 on the file of the Additional District Munsif Court, Manamadurai dated 17.12.2002.

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.RAMESH, Advocate for the petitioner and of on behalf of the Respondents the court made the following order:-

Despite taking all efforts to serve notice to the respondents 9, 13 and 14, they could not be served. Therefore the present petition is filed to take substituted service to them.

2. The reasons stated in the accompanying affidavit are satisfactory. The petition is therefore ordered.

3. Issue paper publication in one issue of 'Dinamalar', Madurai Edition on or before 25.05.2023.

4. The learned counsel for the petitioners is directed to file a memo affixing a copy of paper publication well in advance before the Registry.



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CMP(MD)



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5. List the matter on 01.06.2023 'for reporting compliance'.

sd/-

28/04/2023

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/05/2023

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

MBI

TO

1 THE SUBORDINATE JUDGE,
SIVAGANGAI.

2 THE DISTRICT MUNSIF
SIVAGANGAI.

COPY TO:

THE SECTION OFFICER,
JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CMP (MD) No.3755 of 2023

IN

SA(MD) No.588 of 2005

Date :28/04/2023

SA/VR/SAR.3/05.05.2023/3P/4C