



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

Tuesday, the Twenty Eighth day of February Two Thousand and Twenty
Three
PRESENT

The Hon`ble Mr.Justice SUNDER MOHAN

WEB COPY

C.M.P. (MD) .No.2489 of 2023

in

S.A. (MD) .SR.No.66166 of 2021

PL.M.NAGAPPAN (DIED),
MUTHU ANNAMALAI

... PETITIONER / APPELLANT

Vs

1 R.GANAPATHI AMMAL
2 A.P.R.MAMUNDI

... RESPONDENTS / RESPONDENTS

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 326 days in re-presenting the above second appeal in S.A. S.R.(MD).No.66166 of 2021.

PRAYER IN S.A.(MD).SR.No.66166 of 2021:

To set aside the Judgment and Decree in A.S.No.66 of 2011 passed by the Learned First Additional Subordinate Judge, Tiruchirappalli dated 13.12.2018 modifying the Judgment and Decree in O.S.No.224 of 2004 passed by the Learned District Munsif, Manapparai dated 01.11.2010 by allowing this second appeal.

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.M.KANNAN, Advocate for the petitioner, the court made the following order:-

This petition is filed to condone the delay of 326 days in re-presenting the Second Appeal.

2. Being satisfied with the reasons stated in the affidavit filed in support of this petition, the delay is condoned. However, in view of the enormous delay, this Court deems it fit to impose a cost of Rs.1000/- (Rupees One Thousand only) payable to the Honourable Chief Justice Relief Fund. The Civil Miscellaneous Petition is ordered on the said terms.

sd/-

28/02/2023

/ TRUE COPY /

/03/2023

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



TO

1 THE 1ST ADDITIONAL SUBORDINATE JUDGE,
TRICHY.

2 THE DISTRICT MUNSIF,
MANAPPARAI.

COPY TO:-

THE SECTION OFFICER,
ACCOUNTS SECTION(CHIEF JUSTICE RELIEF FUND),
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

C.M.P. (MD) .No.2489 of 2023

in

S.A. (MD) .SR.No.66166 of 2021

Date :28/02/2023

lm

MK/AR/SAR 4 (07.03.2023) 2P 4C