



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

Thursday, the Twenty Second day of June Two Thousand and Twenty
Three

WEB COPY

PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN

CMP(MD) No.4411 of 2023

IN

SA No.2054 of 2000

MUTHU RAKKU AMMAL (DIED)

RAMAKRISHNAN (DIED)

...--/APPELLANTS 1 & 2

S.R. KANNAN,

... PETITIONER/3rd APPELLANT

Vs

BOSE@POOSARI (DIED)

..---/SOLE RESPONDENT

1 PANGAJAM,

2 CHINNAMMAL,

3 SEENIAMMAL

4 VELMURUGAN

... RESPONDENTS/PROPOSED 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 336 days in filing a petition to restore the above Secon Appeal.

PRAYER IN SA NO. 2054 of 2000:

To begs to prefer the above Memorandum of Second Appeal against the judgment and decree passed in A.S.No. 50 of 1998 on the file of the Principal District Judge, Sivagangai, dated 16.12.1998 by reversing the Judgment and Decree passed in O.S.NO. 28 of 1994 on the file of the District Munsif, Manamadurai dated 17.02.1998.

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. V.SHABTHAKIRI RAJA, Advocate for the petitioner, the court made the following order:-



This petition has been filed to condone the delay of _____ in filing the petition to restore the above said second appeal.

2. Though the reasons stated in the accompanying affidavit filed in support of this petition are not satisfied, in order to give an opportunity to the parties to prosecute the appeal, the delay of 336 days is condoned on condition that the petitioner shall deposit a sum of Rs.3,000/- (Rupees Three Thousand only) towards costs before the Registry to the credit of CMP(MD)No.4411 of 2023 within a period of ten days from today and on deposit of the same, the petition shall stand allowed, failing which, the petition shall stand dismissed automatically without further reference to this Court.

3. List the matter on 07.07.2023 for filing compliance report.

sd/-
22/06/2023

/ TRUE COPY /

/06/2023

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

skn
TO

1 THE PRINCIPAL DISTRICT JUDGE, SIVAGANGAI.

2 THE DISTRICT MUNSIF, MANAMADURAI.

COPY TO

1. THE REGISTRAR (JUDICIAL)
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

2. THE SUB ASSISTANT REGISTRAR,
AE SECTION
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

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

4. THE SECTION OFFICER,
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP(MD) No.4411 of 2023
IN
SA No.2054 of 2000
Date :22/06/2023