



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Civil Appellate Jurisdiction

Thursday, the Twenty Seventh day of April Two Thousand and Twenty
Three
PRESENT

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The Hon`ble Mr.Justice P.VELMURUGAN

CMP(MD) . No.3654 of 2023

in

SA(MD) 154 OF 2006

Mrs.Amjath Begum

... Petitioner/Appellant

Vs

1 Ameer Sulthan (Died)

2 Mumtaj Begam

3 Rafeena

4 Minor.Rajitha

5 Minor.Mohammed Rajith

... Respondent 2-5/ Respondent2-5

Prayer in CMP(MD) . No.3654 of 2023 :-

This Civil Miscellaneous Petition filed under section 5 of limitation Act., to condone the delay of 20 days in filing the petition to restore the second appeal in S.A.(MD).No.154 of 2006 and thus render justice.

Prayer in SA(MD) 154 OF 2006:-

This Second Appeal filed under section 100 C.P.C., to prefer against judgment and decree passed in AS No.24/2003 of the learned Sub Judge, Periyakulam allowing the appeal filed against the judgment and decree dated 27/11/2002 passed in OS no.171 of 1998 by the District Munsif, Uthamapalayam.

ORDER: -

This Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.R.Suriyanarayanan, Advocate for the Petitioner, this Court made the following order:

"Conditional Order passed by this Court on 18.04.2023 is complied with. cost Memo is filed. Petition Allowed.



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CMP(MD).



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Registry is directed to take the restore petition on number the same, if it is otherwise in order."

Sd/-

Assistant Registrar (AS)

// True Copy //

/05/2023

Sub Assistant Registrar (CS)

MBI

TO

- 1.The Sub Judge, Periyakulam.
- 2.The District Munsif, Uthamapalayam.

Copy to:

The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court,
Madurai

ORDER DATED : 27/04/2023

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ORDER

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CMP(MD) . No.3654 of 2023

in

SA(MD) 154 OF 2006

Giving direction and etc.
as stated within.

RD (30/05/2023) 2P 4C