



WEB COPY

CMP(MD)



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

Friday, the Second day of June Two Thousand and Twenty Three
PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN
CMP(MD) No.4059 of 2023
in
SA(MD) No.383 of 2004

RAJAMMAL (DIED)

... SOLE APPELLANT

1 JAYALAKSHMI
2 SAROJA DEVI
3 BABY KAMALAM
4 MURUGESAN
5 AMUTHA
6 ILANGO VAN

... PETITIONERS/PROPOSED APPELLANTS 2 TO 7

Vs

MALAYAYEE,

... RESPONDENT/RESPONDENT

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 1597 days in filing the petition to set aside the abatement caused due to thhe death of the sole appellant in the above Second Appeal.

PRAYER IN SA(MD).383/2004 :

To prefer this Memorandum of Second Appeal against the Judgment and Decree made in A.S.No.218 of 1989 on the file of I Additional District Court, Madurai dated 12.03.2004 in confirming the Judgment and Decree of the Madurai Taluk District Munsif court, Madurai in O.S.No.621 of 1987 dated 12.09.1989.

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

Order of this Court dated 25.04.2023 has not been complied with hence, this petition is dismissed.

sd/-
02/06/2023

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/06/2023

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



CMP(MD)



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To

TO

1. THE I ADDITIONAL DISTRICT JUDGE, MADURAI.

2. THE DISTRICT MUSIF, MADURAI.

COPY TO

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

ORDER
IN
CMP (MD) No.4059 of 2023
in
SA (MD) No.383 of 2004
Date :02/06/2023

ED/MMS/SAR- (02/06/2023) 2P 4C