



CMP(MD). No.3629 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Monday, the Twentieth day of November Two Thousand and Twenty Three

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

CMP(MD). No.3629 of 2022

in

SA(MD)No.277 of 2017

Munusamy

... Petitioner/ Appellant

Vs

1 Marudamuthu

2 Balakrishnan

3 Arjunan

4 Gurusamy Iyer

5 Solaiappan

6 Shanmugam Chettiar

7 Kamala Bai

8 Neelamegam Pillai

9 Balan

10 Vasu Naidu

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CMP(MD). No.3629 of 2022

11 Ramamuthi Renganayaki

12 Sudarsan

13 Ashok Automobiles

14 Perumal(Died)

15 M.K.N. Padmanaban

16 M.K.N. Muralidharan

17 Marudamuthu

... Respondent/Respondent

Prayer :-

Civil Miscellaneous Petition filed Under Order 41 Rule 19 R/W 151 of C.P.C to set aside the order passed in S.A. (MD) No. 277 of 2017 which was dismissed for default on 18.03.2022 on the file of this Honourable Court and restore the same and pass such further or other order.

Prayer in SA(MD). 277/ 2017 :

This Second Appeal is filed Under Section 100 of Civil Procedure Code to call for the records relating to the judgment and decree passed in A.S.No.342 of 1990 dated 30.11.2001 on the file of the Second Additional District Judge (PCR), Trichirappalli, confirming the judgment and decree passed in O.S.No.13 of 1984 dated 06.03.1989 on the file of the Subordinate court, Trichirappalli, set aside the same and consequently, allow this appeal.

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 M/s. J.Anandkumar, Advocate for the Petitioner, this Court made the following order:

"This restoration petition is allowed.

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CMP(MD). No.3629 of 2022

2. Registry is directed to restore the Second Appeal on file. “

Sd/-

Assistant Registrar(CS-I)

// True Copy //

/11/2023

Sub Assistant Registrar(CS)

TO

1. The Second Additional District Judge (PCR),
Trichirappalli,
2. The Subordinate Judge, Trichirappalli,
3. The Section Officer, Judicial Section,
Madurai Bench of Madras High Court, Madurai.
4. The Section Officer, VR Section,
Madurai Bench of Madras High Court, Madurai. (2 Copies)

ORDER DATED : 20/11/2023

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ORDER

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CMP(MD). No.3629 of 2022

in

SA(MD)No.277 of 2017

Giving direction and etc.

as stated within.

AMS/28.11.2023 3P 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.

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