



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

Tuesday, the Sixth day of June Two Thousand and Twenty Three

WEB COPY

PRESENT

The Hon`ble Mr.Justice ABDUL QUDDHOSE

CMP(MD) No.6450 of 2023
in
S.A. (MD)SR.No.57746 of 2021

MUTHUVEL

... PETITIONER/PETITIONER

Vs

1 M.IBRAMSHA

2 M.ARABU ABDULRAHEEM

... 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 406 days in representing the above second appeal in S.A.(MD).SR.No.57746 of 2021.

PRAYER in S.A.(MD)SR.No.57746 of 2021:

Pleased to set aside the Judgment and Decree passed in A.S.No.3 of 2020 on the file of the learned Principal District Judge, Dindigul dated 07.07.2021 reversing the Judgment and Decree made in O.S.No.196 of 2012 on the file of the Sub Court, Veda sandur, Dindigul District, dated 30.09.2013, and allow 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 S.GOKUL RAJ, Advocate for the petitioner, the Court made the following order:-

This petition is filed to condone the delay of 406 days in representing the Second Appeal.

2. Heard the learned counsel for the petitioner.

3. Since the delay is an inordinate one, the petitioner will have to be put on terms for allowing this application. Accordingly, this application is allowed on condition that the petitioner deposits Rs.1,000/- (Rupees one thousand only) to the credit of Cancer Institute (WIA), No.38, Sardar Patel Road, Adyar, Chennai - 20 within a period of one week from the date of receipt of



a copy of this order. On production of proof for having made the said payment, the Registry shall number the Second Appeal, if it is otherwise in order and list the same for admission.

sd/-

06/06/2023

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/06/2023

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

CM

TO

- 1 THE PRINCIPAL DISTRICT JUDGE,
DINDIGUL.
- 2 THE SUBORDINATE JUDGE,
VEDASANDUR, DINDIGUL DISTRICT.

COPY TO:

- 1 THE SUB ASSISTANT REGISTRAR,
A.E. SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- 2 THE SECTION OFFICER,
JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- 3 THE OFFICER INCHARGE,
THE CREDIT OF CANCER INSTITUTE (WIA),
NO.38, SARDAR PATEL ROAD, ADYAR,
CHENNAI - 20

ORDER

IN

CMP(MD) No.6450 of 2023

in

S.A.(MD) SR.No.57746 of 2021

Date :06/06/2023

SS/CG/12/06/2023/2P/6C