



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Monday, the Twelfth day of June Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice N.SATHISH KUMAR

CMP(MD). No.10612 of 2022
in
A.S(MD).No.135 of 2010

T.S.Govindarajan ... Petitioner/Appellant

Vs

1 Ramayee (Died),

2 T.Muthumanickam,

3 T.Senthamarai,

4 Alamelu,

5 A.Thiyagarajan,

6 A.Sivagami, ... Respondents/Respondents

Prayer :-

This Petition is filed under order 41 Rule 19 of C.P.C to restore the main appeal to file which came to be dismissed for default in A.S.No.135 of 2010 on 04-07-2022

Prayer in A.S.(MD).No.135 of 2010:-

First Appeal filed under section 96 of the Civil Procedure Code against the Judgment and decree made in O.S,No.72 of 2006 dt 31.03.2009 on the file of the Additional District and Sessions Judge (Fast Track Court No.1) Tiruchirappalli.

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 Thiru.S.Ramesh, Advocate for the Petitioner and the Respondents 2 to 6 not appearing in person or by Advocate this Court made the following order:

Despite paper publication, none appeared for the respondents.

2. Considering the fact that the appeal has been dismissed for default and also considering the reasons assigned in the affidavit filed in support of this petition, in order to give fair opportunity to the parties, the application is allowed.



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CMP(MD). N



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3. Post the appeal for final hearing on **06.07.2023.**

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/06/2023

Sub Assistant Registrar(CS)

akv

TO

1. The Additional District and Sessions Judge
(Fast Track Court No.1) Tiruchirappalli.

Copy to:

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

ORDER DATED : 12/06/2023

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ORDER

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CMP(MD) . No.10612 of 2022
in

A.S(MD) .No.135 of 2010

Giving direction and etc.
as stated within.

RD (16/06/2023) 2P 3C