



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Civil Appellate Jurisdiction

Thursday, the Third day of August Two Thousand and Twenty Three

PRESENT

The Hon`ble Mrs.Justice K. GOVINDARAJAN THILAKAVADI

CMP(MD). No.9166 of 2023

IN

CRP(MD). No.628 of 2023

1. K.S. Vasan,
2. Saroja
3. Sukumar
4. Gnasekaran
5. Kousalya

... Petitioners/ Respondents

Vs

- 1 Arul Jothi,
 - 2 Minor.Pranavashri
 - 3 Minor.Hemeshwaran
- (Respondnets 2 and 3 are Minors
Rep by Through Her Mother)

... Respondents/ Respondents

Prayer in CMP(MD). 9166/ 2023 :

Civil Miscellaneous Petition filed under Order 9 Rule 9 of c.p.c.to set aside and restore the CRP (MD) No.628 of 2022 dismissed for non prosecution on 19.06.2023 and thus render justice.

Prayer in CRP(MD). No.628 of 2023:-

Civil Revision Petition filed under Article 227 of the Constitution of India to struck off the petition in DVC No. 12 of 2022 on the file of Learned Judicial Magistrate, Pattukottai, Tanjore District and quash the proceedings in so for as the petitioners herein.



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This Civil Miscellaneous 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 Ms. V. Balu, Advocate for the Petitioner, this Court made the following order:

Being satisfied with the reasons given in the affidavit filed for non-appearance on the side of the petitioners on 19.06.2023 when the above Civil Revision Petition was dismissed for non-prosecution, the order dated 19.06.2023 is set aside and the above Civil Revision Petition is restored to the file of this Court.

2. Accordingly, this Civil Miscellaneous Petition is allowed

Sd/-

Assistant Registrar(CS III)

// True Copy //

/08/2023

Sub Assistant Registrar(CS)

To

The Judicial Magistrate, Puttukottai,
Thanjore District

Copy to:

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



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Hon`ble Mrs.Justice
K. GOVINDARAJAN THILAKAVADI

ORDER DATED : 03/08/2023

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ORDER

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CMP(MD). No.9166 of 2023

IN

CRP(MD). No.628 of 2023

SI(09.08.2023) 3P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17.07.2023.