



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

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

PRESENT

The Hon`ble Mr.Justice N.SATHISH KUMAR

CMP(MD) No.11922 of 2022
in
AS No.532 of 1993

G.ABDUL AZIZ (DIED)

A.KHAJA MAINUDEEN (DIED)

1 S.SHAHIDA HAQUE

2 K.RUXANA

3 K.MOHAMED ABBAS

... Petitioners / Appellants

Vs

1 SOPHIA BIBI (DIED)

2. OMANDUR

3 RAMAKRISHNA REDDIAR

4 S.SIRAJ (DIED)

5 S.DAMODARAN

6 K.MOHAMED IMTHIAS AHAMED

7 K.ABDUL KHADAR (DIED) ,

8 M.MOHAMED KLIAS

9 NASEEMA BEGAM (DIED)

10 SHAMEEM BEGAM

11 SHAKEELA BEGAM

12 S.A.AJRA THAPASUM

13 IQBAL AHAMED



14 NAJMUNISHA

15 SHABBAR

16 MUZAMMIL

17 FATHIMA BEGAM

18 JABEENA BEGAM

19 AYESHA BEGAM

20 GOWSHIA BEGAM

21 SULTHANA BEGAM

22 MOHAMED ABDULLAH

23 R.SHARMILA

24 R.MOHAMED RAFI

... Respondents / Respondents

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the order dated 24.08.2022 made in AS No. 532 of 1993 on the file of this Honourable Court and restore the same.

Prayer in AS No.532 of 1993:

To allow this appeal and set aside the Judgment and Decree in O.S.No.217 of 1984 dated 21.01.1993 on the file of the Court of the Principal Subordinate Judge, Trichy in so far they are against this Appellant and allow the suit as prayed for with costs throughout.

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 Mr.M.MOHAMED IBRAM SAIBU, Advocate for M/S.AJMAL ASSOCIATES, Advocate for the petitioners, the court made the following order:-

Despite notice is served on the respondents 3, 8, 15 and 16 and the name has been printed none appeared for the said respondents.

The suit is filed for declaration and recovery of possession.

Hence, in order to give a fair opportunity to the parties to agitate their rights on mertis, this Court is inclined to allow this petition, since no serious objections raised.

Accordingly, this petition is allowed and the Registry is



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directed to restore the appeal on file and list the same for on 05.07.2023.

sd/-
13/06/2023

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/ TRUE COPY /

/06/2023

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

TA

To

The Principal Subordinate Judge,
Trichy.

Copy to:

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

ORDER
IN
CMP (MD) No.11922 of 2022
in
AS No.532 of 1993
Date :13/06/2023

ED/BUC/SAR- (15/06/2023) 3P 3C