



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

Friday, the Seventh day of July Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN

CMP(MD) No.9967 of 2021

IN

SA No.1037 of 1998

1 G.KUTHABAKSH (DIED)

2 K.SALEEM

3 K.HALEEM

4 K.HASEENA BANU

5 K.NAYEEM

6 K.SHAINA BANU

... PETITIONERS/APPELLANTS

(THE PETITIONERS 2 TO 6 HEREIN ARE REP.
THROUGH THEIR POWER AGENT K.SALEEM, THE 2nd
PETITIONER HEREIN)

Vs

1 VELU THEVAR (DIED),

2 RAMUAMMAL,

3 MUARUGESAN

4 AMIRTHAN

5 DHANALAKSHMI

6 KUMARESAN

7 RAJAKUMAR

8 ARUL KUMAR .

9 JOTHI

... 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 46 days in filing the restoration petition
in SA No.1037 of 1998 and restore the same.



Prayer in SA. 1037/ 1998 :

to prefer this memorandum of second Appeal against the Judgment and Decree in AS No.49/1996 on the file of the I Addl. Subordinate Judge, Madurai dt.30/9/1997 reversing the judgment and decree in O.S.No.377/1989 dt.21/7/1995 on the file of the District Munsif, Madurai.

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.G.PRABHU RAJADURAI, Advocate for the petitioner, the Court made the following order:-

This Court by order dated 23.06.2023 has allowed the condone delay petition in C.M.P(MD)No.9967 of 2021 with a cost of Rs.1,000/-. Conditional order of this Court dated 23.06.2023 has not been complied with. Therefore, C.M.P(MD)No.9967 of 2021 is dismissed.

sd/-

07/07/2023

/ TRUE COPY /

/07/2023

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

AM
TO

- 1 THE I ADDITIONAL SUBORDINATE JUDGE, MADURAI.
- 2 THE DISTRICT MUNSIF, MADURAI TALUK.

COPY TO :

THE SECTION OFFICER,
JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CMP (MD) No.9967 of 2021
IN
SA No.1037 of 1998
Date :07/07/2023

PKP/DD/SAR- /13.07.2023/ **2P/4C**