



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

Wednesday, the Twelfth day of July Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice P.VELMURUGAN

CMP(MD) No.9809 of 2022
in
SA(MD)No. 641 of 2013

1 THE DISTRICT COLLECTOR,
TUTICORIN DISTRICT,
TUTICORIN.

2 THE TAHSILDAR,
OTTAPIDAARAM TALUK,
TUTICORIN DISTRICT.

... PETITIONERS/APPELLANTS

Vs

1 V.ANTHONY RAJ (DIED),

...RESPONDENT/1st RESPONDENT

2.RAJASHEKAR,

3 PARALOGAJEYASUDHA,

4 NICKOLESLATHA,

...PROPOSED 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 1435 days in filing this petition to set aside the abatement caused against the 1st respondent on the file of the S.A.(MD).No. 641 of 2013.

Prayer in CMP(MD). 9811/ 2022 :

To set aside the abatement caused against the 1st respondent and thus render justice.

Prayer in CMP(MD). 9813/ 2022 :

To allow this petition by directing to bring on record the legal representatives proposed 2 to 4 respondents as above stated and rank them as respondent no 2 to 4 as parties to the S.A. (MD). No. 641/2013 and direct to proceed further and thus render justice.

PRAYER IN SA(MD)No. 641 of 2013:

Pleased to set aside the judgment and Decree in A.S.No. 186 OF 2011 dated 18.04.2012 on the file of Sub Court, Thoothukudi,
<https://www.tn.gov.in>



reversing the judgment and decree made in O.S.No. 357 of 2006 dated 06.09.2011 on the file of Additional District Munsif Court, Thoothukudi and allow the 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 Additional Government Pleader, for the petitioners, the court made the following order:-

Order of this court dated 30.06.2023 has not been complied with. Therefore, CMP(MD)No.9809/2022 is dismissed.

Consequential petitions in CMP(MD)Nos. 9811 and 9813/2022 are dismissed.

sd/-
12/07/2023

/ TRUE COPY /

/07/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MBI
TO

TO

- 1 THE SUBORDINATE JUDGE,
THOOTHUKUDI.
- 2 THE ADDITIONAL DISTRICT MUNSIF
THOOTHUKUDI.
- 3 THE DISTRICT COLLECTOR,
DISTRICT COLLECTORATE OFFICE,
TUTICORIN DISTRICT.
- 4 THE TAHSILDAR,
OTTAPIDAAM TALUK, TUTICORIN DISTRICT.

Copy to

- 1 THE REGISTRAR (JUDICIAL)
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



CMP(MD)



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2. THE SUB ASSISTANT REGISTRAR,
AE SECTION
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

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

ORDER
IN
CMP (MD) No.9809 of 2022
in
SA (MD) No. 641 of 2013
Date :12/07/2023

PKP/DD/SAR- /13.07.2023/ **3P/8C**