



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT



Civil Appellate Jurisdiction

Thursday, the Ninth day of March Two Thousand and Twenty Three

PRESENT

WEB COPY

The Hon`ble Mr.Justice N.SATHISH KUMAR

CMP (MD) . No.11188 of 2022
in
AS (MD) No.122/2004

1.The State of Tamil Nadu
Represented by District Collector
Kanyakumari.

2.The District Forest Officer,
Kanniyakumari

... Petitioners/Appellants

Vs

1 V.Vasudevan Namboothiri

...1 st Respondent/1 st Respondent

2 Govindhan Namboothiri, (Died)

... 2nd Respondent

3 Vasudevan Namboothiri @ Narayan

4 Ashok Namboothiri

5 Ajyan

6 Narayanan Namboothiri

7 Krishnan Namboothiri

8 Kanchana

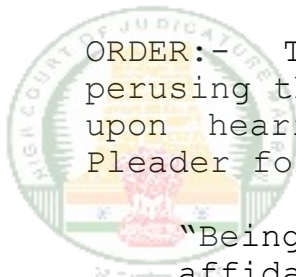
... Respondents 3 to 8/ Respondents 3 to 8

Prayer :-

This Civil Miscellaneous Petition filed under section 5 of limitation Act, to condone the delay of 43 days for filing of restore petition against the order dated 08.08.2022 in A.S.No.122 of 2004 pending disposal of the Appeal Suit and thus render justice.

Prayer in AS (MD) No.122 of 2004

This Appeal Suit filed under 96 C.P.C., prefer against judgment and decree dated 06/12/1991 made in OS No.64/1986 on the file of the Sub Court, Padmanabhapuram.



ORDER:- This Petition coming on for orders on this day on perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.D.Sasi Kumar, Addl. Government Pleader for the Petitioner this Court made the following order:

"Being satisfied with the reason stated in the affidavit filed in support of this petition. The delay of 43 days in filing restoration petition is condoned and this petition is allowed.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/03/2023

Sub Assistant Registrar(CS)

TA

TO

- 1 The Special Govt. Pleader,
Madurai Bench of Madras High Court, Madurai
- 2 The Sub Court, Padmanabhapuram.

Copy to:

- 1.The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai.(2 COPIES)
- 2.The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court, Madurai

ORDER DATED : 09/03/2023

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ORDER

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SI(21.03.2023) 2P/ 6C