



CMP(MD) No.12703 of 2023

WEB COPY

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

Monday, the Twenty Fifth day of September Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI

CMP(MD) No.12703 of 2023

IN

SA(MD)SR.No.84 of 2020

1 S.MUTHULEKSHMI @ THAGAMMAL,

2 S.MURUGAN

... PETITIONERS/ APPELLANTS

Vs

1 S.RAMCHANDRAN ACHARI

2 A.KUMARASWAMY ACHARI

3 G.PADMANABHAN ACHARI

... RESPONDENTS/RESPONDENTS

Civil Miscellaneous 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 617 days in representing the above second appeal in SA(MD)Sr.No.84 of 2020.

PRAYER IN SA(MD)SR.No.84 of 2020:

To prefer this Memorandum of Second Appeal against the judgment and decree dated 09.04.2019 passed in A.S.No.40 of 2015 on the file of Principal Subordinate Judge at Nagercoil reversing the judgment and decree dated 26.03.2014 passed in O.S.No.360 of 2006 on the file of 1st Additional District Munsif, Nagercoil.



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ORDER : This Civil Miscellaneous 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.M.P.SENTHIL, Advocate for the petitioner and of on behalf of the Respondents the court made the following order:-

This petition has been filed to condone the delay of 617 days in representing the second appeal.

2. I have perused the affidavit filed in support of the petition. Considering the reasons stated in the petition, this Court is inclined to allow this petition on payment of cost.

3. This petition is allowed on condition that the petitioner to pay the cost of Rs.1,500/- (Rupees One Thousand and Five Hundred only) to the credit of District Siddha Medical Officer, CCRI, Periyakulam (A/c.No.10767823177, IFSC Code:SBIN0000898, State Bank of India, Periyakulam Branch) within a period of one week from the date of receipt of a copy of this order.

4. On such payment being made, Registry is directed to number the appeal, if it is otherwise in order and list it for admission.

sd/-
25/09/2023

/ TRUE COPY /

/10/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TTA
TO
1 THE PRINCIPAL SUBORDINATE
NAGERCOIL.

2 THE I ADDITIONAL DISTRICT
MUNSIF, NAGERCOIL.

COPY TO:

1 THE SUB ASSISTANT REGISTRAR,
A.E.SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

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

3 THE DISTRICT SIDDHA MEDICAL OFFICER,
CCRI, PERIYAKULAM.

ORDER
IN

CMP(MD) No.12703 of 2023

Date :25/09/2023

SA/DD/SAR. /03.10.2023/3P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.