



CMP(MD). No.16739 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Tuesday, the Twenty Third day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice RMT.TEEKAA RAMAN
AND
The Hon`ble Mr.Justice P.B.BALAJI

CMP(MD). No.16739 of 2023
in
CMA(MD).No.1088 of 2023

Gowtham Baluswamy ... Petitioner/ Appellant

..Vs..

Chitradevi Arumugam, ... Respondent/Respondent

Prayer :-

Civil Miscellaneous Petition filed under order 41 Rule 19 of CPC to set aside the dismissal order of C.M.A.No.1088 of 2023 by order dated 10th November 2023 passed by this Court and thereby restore the C.M.A.No.1088 of 2023 on the file of this Court.

Prayer in CMA(MD).No.1088 of 2023 :

Civil Miscellaneous Appeal is filed under Section 19 of the Family Court Act, against the Judgment and decree dated 31.10.2022 in HMOP No.262 of 2020 on the file of the Family Court, Sivagangai.

ORDER:- This Civil Miscellaneous Petition coming on for orders under the caption

“for reporting compliance”on this day and upon perusing the petition and the

affidavit filed in support thereof and upon hearing the arguments of M/s. S.Ezhil



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Caroline, Advocate for the Petitioner and of Mr. A.Jayaramachandran, Advocate for the respondent, this Court made the following order:

The matter is listed under the caption 'for reporting compliance' today.

2. The conditional order to pay a sum of Rs.1,50,000/- for restoration of appeal, which was dismissed for non-prosecution on 10.11.2023, is complied with and the same is also acknowledged by the learned counsel for the respondent.

3. Hence, the dismissal order dated 10.11.2023 passed in C.M.A.(MD).No.1088 of 2023 is set aside and Registry is directed to restore the appeal on file.

Sd/-

Assistant Registrar ()

// True Copy //

/02/2024

Sub Assistant Registrar
(CS-I,II,III,IV)

TO

The Judge, Family Court, Sivagangai.

Copy to:

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



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ORDER DATED : 23/01/2024

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ORDER

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in

CMA(MD).No.1088 of 2023

Giving direction and etc.

as stated within.

KB(06.02.2024) 3P 3C