



CMP(MD) No.2776 of 2020

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)
Friday, the Sixteenth day of August Two Thousand and Twenty Four
PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI
CMP(MD) No.2776 of 2020
in
SA(MD) SR.No.14358 of 2020

DEIVASIGAMANI (DIED)

1 MALARVIZHI
2 DEVAPRABHANAND
3 SANTHOSH DEVBABU
4 ELADEV PRAKASH
5 GOPINATH
6 PATHABOJA

... PETITIONERS/ APPELLANTS

Vs

SUNDARAMOORTHY (DIED)

1 AGNIPUTHRAN
2 MANIMEKALAI,
3 PUNITHA
4 RAMESH
5 JEGAN
6 MALA

... 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 257 days in filing the above Second Appeal in S.A.(MD).SR.No.14358 of 2020 before this Hon`ble Court.

Prayer in SA(MD) SR.No.14358 of 2020 :

To set aside the Judgment and Decree dated 22.03.2019 passed in A.S.No.14 of 2007 on the file of the Principal Subordinate Court, Kumbakonam, confirming the Judgment and Decree dated 27.02.2006 passed in O.S.No.277 of 2002 on the file of I Additional District Munsif Court, Kumbakonam, and allow the Second Appeal.

<https://www.mhc.tn.gov.in/judis>



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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.K.GOKUL, Advocate for the petitioner and of MR.SAMUEL GUNASINGH, Advocate on behalf of the Respondent, the court made the following order:-

This Civil Miscellaneous Petition is filed to condone the delay of 257 days in filing the second appeal in SA(MD) SR No.14358 of 2020.

2.The learned counsel for the respondents has raised strong objection that there is a huge delay and the same was also not properly explained.

3.In view of the above, this Civil Miscellaneous Petition is allowed on a condition that the petitioners are directed to pay a sum of Rs.2000/- (Rupees Two Thousand) to the respondents, within a period of four weeks.

4.Registry is directed to number the second appeal, on production of proof of payment to the respondents.

sd/-

16/08/2024

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/08/2024

Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

vrn

TO

1 THE PRINCIPAL SUBORDINATE JUDGE, KUMBAKONAM.

2 THE I ADDITIONAL DISTRICT MUNSIF, KUMBAKONAM.



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CMP(MD) No.2776 of 2020

ORDER

IN

CMP(MD) No.2776 of 2020

in

SA(MD) SR.No.14358 of 2020

Date :16/08/2024

RS/JGB/SAR-(23.08.2024) 3P 3C

Madurai Bench of Madras High Court is issuing
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