



C.M.P(MD)No.3801 of 2019

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

Monday, the Twenty Fifth day of March Two Thousand and Twenty Four

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

C.M.P(MD)No.3801 of 2019
in
S.A(MD)SR.No.54736 of 2012

1 GOMU @ GOMATHI,

2 RAMAR,

... PETITIONERS/ APPELLANTS

3 MARIAMMAL,
D/O.LATE KRISHNAN

...3RD APPELLANT

Vs

1 SUBBIAH THEVAR,

2 SEENIAMMAL,

3 LAKSHMI,

... RESPONDENTS/RESPONDENTS

(3RD RESPONDENT WAS SET EX-PARTE
THROUGHOUT PROCEEDING, HENCE NO
NOTICE IS NECESSARY TO HER)

(A3 IS IMPEADED AS A PARTY APPELLANT IN
THIS APPEAL, VIDE COURT ORDER DATED
08.11.2019 MADE IN CMP(MD)NO.10222 OF 2019
IN SA(MD)SR.54736 OF 2012 BY PTAJ)



C.M.P(MD)No.3801 of 2019

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 2253 days in representing SA.SR.No.54736 of 2012 and thus render justice.

PRAYER IN S.A(MD)SR.No.54736 of 2012:

To set aside the Judgment and Decree in A.S.No.22 of 2009 dated 09.04.2012 on the file of Principal Sub Court, Tenkasi, confirming the Judgment and Decree made in O.S.No.116 of 2004 dated 01.03.2004 on 09 the file of Principal District Munsif Court, Tenkasi and allow the second appeal.

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.S.KUMAR, Advocate for the petitioner, the court made the following order:-

On payment of Rs.2,500/- to the Creche attached to the Madurai Bench of Madras High Court, this petition is allowed. On such payment, Registry is directed to number the appeal, if it is otherwise in order.

sd/-
25/03/2024

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/04/2024
Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

tmg

TO

1.THE PRINCIPAL SUBORDINATE JUDGE, TENKASI,

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



C.M.P(MD)No.3801 of 2019

2. THE PRINCIPAL DISTRICT MUNSIF, TENKASI

COPY TO

1. THE SUB ASSISTANT REGISTRAR(AE)
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 2 THE SECTION OFFICER,
JUDICIAL SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
3. THE OFFICER IN CHARGE,
CRECHE ATTACHED TO THE MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CMP(MD) No.3801 of 2019
IN
SA(MD) No.SR54736 of 2012
Date :25/03/2024

RK/JGB (01/04/2024) 3P / 6C

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