



CMP(MD). No.8144 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Civil Appellate Jurisdiction

Saturday, the Nineteenth day of October Two Thousand and Twenty Four

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

CMP(MD). No.8144 of 2024

in

A.S.No.873 of 1996

1. K.Muthu Ganesh.

2. M. Murugan

... Petitioner/ Appellant/ Accused

Vs

1 M.Thangamani,(Died)

2. T. Ponmani

3 T. Sivamurugan

4 T. Rajini Rajesh

5 T. Madhanraj

6 Saraswathi Ammal (Died)

7 M. Selvaraj

8 K. Periyakaruppan @ Sundaraj

9 K. Selvam

10 S. Alagarsamy

11 Raja (Died)

12 Rajkamal Transport Private Limited

Through its Branch Manager,

136 Kamarajar Salai Madurai.

13 Thiyagarajan Chettiar,

14 Tamil Nadu Civil Supplies Corporation

Through its Regional Manager

Kuruvikaran Salai Aringer Anna Nagar

Madurai.



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15 Sheik Davood,
16 K. Ellangovan,

17 Patel Roadways Private Limit
Ed Through its Branch Manager
136 Kamarajar Salai Madurai-1.

18 Jamal,
19 K. Gandhi,
20 Balasaraswathi,
21 Priya
22 Prasath,
23 Manikandan,
24 Pramma Sakthi

... Respondents

(Notice need not sent to Res.12 to 19/
Respondents 8 to 15 in Appeal,
Since they were set exparte in the suit)

Prayer :-

Civil Miscellaneous Petition filed under Section 151 of Civil Procedure Code to pass suitable order to extend the time for full payment before Decemember 2024 in A.S. No. 873 of 1996 as detailed in Para.8 in this affidavit.

Prayer in A.S.No.873 of 1996:-

Appeal Suit filed under Section 96 of code of Civil Procedure, to set aside the judgment and decree passed by the I Additional Sub Court, Madurai in O.S.No.966 of 1990 dated 24.01.1996.

ORDER:- This Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of

Mrs.Vijayakumari Natarajan, Advocate for the Petitioners and of M/s. V.
<https://www.mhc.tn.gov.in/judis>



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Nagendran, Advocate for the respondents, this Court made the following order:

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"The appeal suit was disposed of based on the compromise whereby, the petitioners were directed to pay Rs.1,90,00,000/- and the time period was fixed as 02.05.2024. However, the petitioner could not adhere to the scheduled time. Thereafter, the petitioner had paid the same in two installments and completed the same. The final payment was made on 14.10.2024. The respondents are entitled to interest for the period from 02.05.2024 to 14.10.2024. Therefore, a further sum of Rs.10,000/- shall be paid by the petitioners to the respondents as interest for the belated period (from May to October). The said Rs.10,000/- shall be paid within a period of fifteen days.

2.Accordingly, this petition is closed."

Sd/-

Assistant Registrar (AD.I)

// True Copy //

/10/2024

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

Tmg

TO



CMP(MD). No.8144 of 2024

1. The I Additional Sub Judge,
Madurai.

2. The Section Officer,
V.R. Records,
Madurai Bench of Madras High Court,
Madurai

Copy to:

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

ORDER DATED : 19/10/2024

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ORDER

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CMP(MD). No.8144 of 2024
in
A.S.No.873 of 1996

Giving direction and etc.
as stated within.

SL(25.10.2024)/ 4P/ 5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.