



C.M.P.(MD).No.8906 of 2019 in C.M.A.(MD).No.SR57586 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.06.2024

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

**C.M.P.(MD).No.8906 of 2019 in
C.M.A.(MD).No.SR57586 of 2019
and C.M.A.(MD).No.SR57586 of 2019**

1.Thiyagarajan
2.Rajasethupathi
3.Ramesh Babu

... Petitioners/Appellants

Vs.

1.Rajeshwari
2.Banumathi
3.Anusuya
4.Jeyakodi

... Respondents/Respondents

PRAYER in C.M.P.(MD).No.8906 of 2019: Civil Miscellaneous

Petition is filed under Section 5 of the Limitation Act, to condone the delay of 117 days in preferring the above said civil miscellaneous appeal.

PRAYER in C.M.A.(MD).No.SR57586 of 2019: Civil Miscellaneous

Appeal is filed under Section Order 43 Rule 1(r) of CPC, to set aside the fair and decreetal order dated 10.08.2017 in I.A.No.155 of 22017 in O.S.No.50 of 2015 on the file of the I Additional District Judge, Madurai.



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For Petitioner/Appellant : Mr.K.Guhan

For Respondents/Respondents: Mr.M.P.Senthil for R1

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ORDER

The learned counsel for the first respondent would submit that the main suit itself is posted for judgment. Now the matter has become infructuous.

2.In view of the above said submission, this petition stands dismissed as infructuous. Consequently, the civil miscellaneous appeal is also rejected at the SR stage itself.

07.06.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
TM

To

1.The I Additional District Judge, Madurai.

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



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G.ILANGO VAN,J.

TM

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