



C.M.P(MD)No.652 of 2016 in S.A.No.SR74938 of 2003

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.04.2024

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

C.M.P(MD)No.652 of 2016

in

S.A.No.SR74938 of 2003

The Commissioner
Sankarankovil Municipality
Sankarankovil,
Tirunelveli District.

... Petitioner / Appellant

Vs

Sri Gomathi Sankar Cines
represented by its Proprietors
1.S.K.Sankara Subramanian
2.K.Arumugam

... Respondents

Prayer in **C.M.P(MD)No.652 of 2016** : Civil Miscellaneous Petition is filed under Section 5 of the Limitation Act to condone the delay of 3178 days in filing the application to set aside the order dated 05.03.2007, dismissing the second appeal for default made in C.M.P.No.11623 of 2003 in S.A.SR.No.74938 of 2003 on the file of this Court.



C.M.P(MD)No.652 of 2016 in S.A.No.SR74938 of 2003

Prayer in **S.A.No.SR74938 of 2003** : Second Appeal is filed under Section 100 of C.P.C., against the judgment and decree dated 22.04.2002 in A.S.No.24 of 2002 on the file of the Subordinate Judge, Sankarankoil, confirming the judgment and decree dated 14.12.2001 in O.S.No.174 of 1999 on the file of the Principal District Munsif, Sankarankovil.

For Petitioner : No appearance

For Respondents : Mr.F.X.Eugene

ORDER

When the matter was taken up for hearing on 03.04.2024, there was no representation for the petitioner. Therefore, the case is posted today(23.04.2024), under the caption 'for dismissal'. Even today, there is no representation for the petitioner. This Court is not inclined to keep the matter pending any further.

2. Accordingly, this Miscellaneous Petition is dismissed for default and the Second Appeal is rejected at the SR stage itself.

23.04.2024

NCC :Yes/No

Index :Yes/No

Internet : Yes/ No

pnn

2/4



WEB COPY



C.M.P(MD)No.652 of 2016 in S.A.No.SR74938 of 2003

To

1. The Subordinate Judge, Sankarankoil.
2. The Section Officer, VR Section,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



C.M.P(MD)No.652 of 2016 in S.A.No.SR74938 of 2003

G.ILANGO VAN, J.

pnn

ORDER
IN
C.M.P(MD)No.652 of 2016
in
S.A.No.SR74938 of 2003

23.04.2024