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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Thursday, the Fourth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Dr.Justice G.JAYACHANDRAN
AND
The Hon`ble Mr.Justice C. KUMARAPPAN

CMP(MD). No.11622 of 2022
in
AS(MD).No.38 of 2014

T. Rajmohan,
S/o.K.Thangaraju,

... Petitioner/ Appellant

Vs

T. Jayaraman,
S/o.Thangaraju,

... Respondent/ Respondent

Prayer :-

Civil Miscellaneous Petition filed Under Order 41,Rule 19 of civil Procedure Code to pass an order set aside the order dated 10.11.2022 passed in A.S.(MD).No.38 of 2014 which was dismissed for non-prosecution and to restore the same on file.

Prayer in AS(MD)No.38/2014 :

Appeal filed under Section 96 of the Code of Civil Procedure,to set

aside the judgment and decree dated 15.03.2013 passed in O.S.No.21 of 2007 on the
file of the Second Additional District Court,Tiruchirappalli.



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 M/s.Shangar Murali , Advocate for the Petitioner and of M/s.J.Maria Roseline , Advocate for the respondent, this Court made the following order:The reasons for the absence when the matter was taken up for final hearing, is satisfactory. Hence the Petition to set aside the order of dismissal for non-prosecution is allowed and the appeal suit is restored to file.

Sd/-

Assistant Registrar(C.O)

// True Copy //

/01/2024

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

TO

1. The Second Additional District Judge,
Tiruchirappalli.

2.The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court,
Madurai. (to list the matter on 24/01/24)



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ORDER DATED : 04/01/2024

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ORDER

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CMP(MD). No.11622 of 2022

Giving direction and etc.
as stated within.

SK (11.01.2023) 3P/ 3C

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