



C.M.P. (MD) No. 676 of 2005

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.04.2023

C O R A M

THE HONOURABLE MR.JUSTICE P.D.AUDIKESAVALU

C.M.P. (MD) No. 676 of 2005

in

C.R.P. (MD) No. SR 11314 of 2004

Maragatham

... Petitioner

Vs.

- 1.Mohan
- 2.Sivaprakasam
- 3.Sabapathi
- 4.P.Dhanasekar
- 5.P.Asokan
- 6.Raja Maniammai
- 7.Padmanabhan
- 8.Manickaasagam
- 9.Suceela
- 10.Azagesan
- 11.Vivekananthan
- 12.Mallika
- 13.Thavasinathan
- 14.Amma Pillai
- 15.Saroja
- 16.Amutha
- 17.Selvan
- 18.Saravanan
- 19.Gunasundar
- 20.Latha

... Respondents



C.M.P. (MD) No. 676 of 2005

PRAYER in C.M.P. (MD) No. 676 of 2005: Petition filed under Section 5 of the Limitation Act to condone the delay of 311 days in filing the Civil Revision Petition.

PRAYER in C.R.P. (MD) No. SR 11314 of 2004: Petition filed under Section 115 of the Civil Procedure Code, to set aside the order in E.A. No. 331 of 1999 in E.P. No. 73 of 1979 in O.S. No. 115 of 1978 on the file of the Principal District Munsif Court, Nagercoil dated 30.06.2003.

For Petitioner : No Appearance

For RR 3, 5, 11

R 20 : No Appearance

For R6 to R10

12 to 19 : Ex-parte

For R1 : No Appearance

For R4 : Dismissed

ORDER

Though the matter has been posted under the caption 'for dismissal', there was no representation for the Petitioner when the matter was called at 10.50 a.m., today, apart from the earlier hearing on 28.03.2024. There does not appear to be any useful purpose being served in keeping the Civil



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Miscellaneous Petition pending indefinitely when the Petitioner is not interested in prosecuting the same.

In such circumstances, the Civil Miscellaneous Petition is dismissed for non-prosecution. Consequently, the Civil Revision Petition in C.R.P. (MD) SR 11314 of 2004 is rejected in SR stage itself. No costs.

16.04.2024

Index : Yes/No
Internet : Yes/No
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To:

- 1.The Principal District Munsif Court, Nagercoil
- 2.Maragatham,
W/o.Thangasamy,
Muthamil Street,
Near Court,
Nagercoil.
- 3.The Section Officer,
Vernacular Records Section,
Madurai Bench of Madras High Court,
Madurai.

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P.D.AUDIKESAVALU,J.

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in
C.R.P. (MD) No. SR 11314 of 2004

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