



CMP NO. 5533 of 2016



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-08-2025

CORAM

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THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

CMP No. 5533 of 2016

in S.A.No.857 of 2015

S. Murugaiyan

S/o Singaravel Railway Station Road Nedumbalam Village 7 Post,
Thrutharaipoondi, Rep By His Power Of Attorney Agent Mr.
Sivapunniyam,

Appellant(s)

Vs

K. Rivahagan

S/o Kasinathan, Pattan Street, Athirengam, Kattimedu Post,
Thiruthuraipoondi Taluk

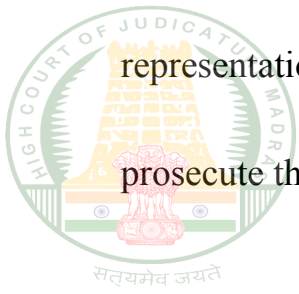
Respondent(s)

For Appellant(s): No appearance

ORDER

The present Petition has been filed to condone the delay of 46 days in filing set aside the order of dismissal for default dated 11.12.2015 passed in the above Second Appeal.

2. When the Civil Miscellaneous Petition was listed on 08.08.2025 there was no representation for the petitioner. To give one more opportunity to the petitioner, again the case was adjourned to 14.08.2025 under the caption “for dismissal”. Today, also there is no



representation on behalf of the petitioner. It appears that the petitioner is not 1 to
prosecute the case.



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3. Accordingly, this Civil Miscellaneous Petition is dismissed for non-prosecution. No costs.

14-08-2025

Gba

To
1. K. Rivahagan
S/o Kasinathan, Pattan Street, Athirengam, Kattimedu Post,
Thiruthuraipoondi Taluk