



CMP NO. 8127 of 2023



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-01-2025

CORAM

THE HONOURABLE MR JUSTICE J.SATHYA NARAYANA PRASAD

CMP NO. 8127 of 2023

AND

CMP NO. 8128 OF 2023, CMP NO. 8130 OF 2023, SA NO. 126 OF 2008

P.M. Marappan

Perambakattur, Kadukkampalayam Village, Gobichettipalayam
Taluk, Erode Dt 638 452.

Appellant(s)

Vs

A.K. Mohammed Batcha
(Deceased) and 4 Others

Respondent(s)

CMP NO. 8128 of 2023

P.M. Marappan

Perambakattur, Kadukkampalayam Village, Gobichettipalayam
Taluk, Erode Dt 638 452.

Appellant(s)

Vs

A.K. Mohammed Batcha
Perambakattur, Kadukkampalayam Village, Gobichettipalayam
Taluk, Erode Dt 638 452. and 4 Others

Respondent(s)

CMP NO. 8130 of 2023

P.M. Marappan

Perambakattur, Kadukkampalayam Village, Gobichettipalayam
Taluk, Erode Dt 638 452.

Appellant(s)

Vs

A.K. Mohammed Batcha
Perambakattur, Kadukkampalayam Village, Gobichettipalayam
Taluk, Erode Dt 638 452. and 4 Others

Respondent(s)

SA NO. 126 of 2008

P.M. Marappan

<https://www.mhc.tn.gov.in/judis>



S/o.Masa Gounder, Residing At Parambakattur,
Kadukkampalayam Vilalge, Gobichettipalayam Taluk



Appellant(s)

Vs

A.K.Muhamed Batsha
S/o.Masa Gounder, Residing At Parambakattur,
Kadukkampalayam Vilalge, Gobichettipalayam Taluk and another

Respondent(s)

CMP NO. 8127 of 2023

For Appellant(s):

M. Narayanaswamy
P.J. Rishikesh
D. Praveen

For Respondent(s):

M/s.K. Govi Ganesan

S.Sriram-ms/2789/2016

Ajitha J.T

P. Santhosh For Rr3 To 5(await Cmp 8130 Of 2023)

Pvt Notice

Aos Filed Reg Rr4 & 5 - Served

Aos Filed Reg R3 - Postal Receipt Only

CMP NO. 8128 of 2023

For Appellant(s):

M. Narayanaswamy
P.J. Rishikesh
D. Praveen

M/s.K. Govi GanesanS.SriramAjitha J.TP. Santhosh For Rr3 To
5(await Cmp 8130 Of 2023)Pvt NoticeAos Filed Reg Rr4 & 5 -
ServedAos Filed Reg R3 - Postal Receipt Only

For Respondent(s):



CMP NO. 8130 of 2023



For Appellant(s):

M. Narayanaswamy
P.J. Rishikesh
D. Praveen
M/s.K. Govi GanesanS.SriramAjitha J.TP. Santhosh For Rr3 To
5(await Cmp 8130 Of 2023)Pvt NoticeAos Filed Reg Rr4 & 5 -
ServedAos Filed Reg R3 - Postal Receipt Only

For Respondent(s):

SA NO. 126 of 2008

For Appellant(s):

M. Narayanaswamy
M/s.M.Naraayanaswamy
P.J. Rishikesh
D. Praveen
P.J.Rishikesh
D.Praveen
B.Baskaran For Appellant
R1 - Died (Step Taken)M/s
K.GoviganesanK.RajeshwaranK.Chitharanjani For R2M/s.K. Govi
GanesanS.Sriram

For Respondent(s):

ajitha j.t
P. SANTHOSH for rr3 to 5(await cmp 8130 of 2023)

ORDER

C.M.P.No.8127 of 2023 is filed to condone the delay of 5179 days in filing the petition to set aside the abatement caused due to the death of 1st respondent in S.A.No.126 of 2008 namely A.K.Mohammed Batcha.

C.M.P.No.8128 of 2023 is filed to set aside the abatement caused due to the death of 1st



respondent in S.A.No.126 of 2008 namely A.K.Mohammed Batcha.

C.M.P.No.8130 of 2023 is filed to bring on record the proposed respondents 3 to 5

herein namely a)Chand Begum (Daughter), b) Kather Basha (Son) c) Thara Begum

(Daughter) as the legal heir of the late 1st respondent and rank them as the respondents 3 to 5 in S.A.No.126 of 2008.

Heard both sides.

Learned counsel appearing for the respondents 3 to 5 has not raised any serious objection in allowing these petitions.

Being satisfied with the reasons stated in these affidavits filed in support of these petitions, the Civil Miscellaneous Petitions are ordered and the delay is condoned.

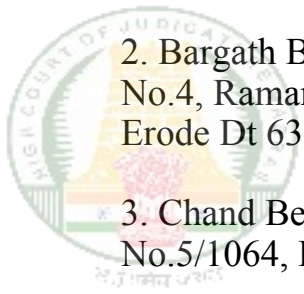
Registry is directed to carry out the necessary amendments and list the main Second Appeal on 10.02.2025.

20-01-2025

pam

CMP NO. 8127 of 2023

To
1. A.K. Mohammed Batcha
(Deceased)



2. Bargath Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452.

3. Chand Begum

No.5/1064, Boyampalayam Pirivu, Ganga Nagar, Tiruppur Dt 605 104.

4. Kather Basha

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452

5. Thara Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452

CMP NO. 8128 of 2023

1. A.K. Mohammed Batcha

Perambakattur, Kadukkampalayam Village, Gobichettipalayam Taluk,
Erode Dt 638 452.

2. Bargath Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452.

3. Chand Begum

No.5/1064, Boyampalayam Pirivu, Ganga Nagar, Tiruppur Dt 605 104.

4. Kather Basha

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452

5. Thara Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
Erode Dt 638 452

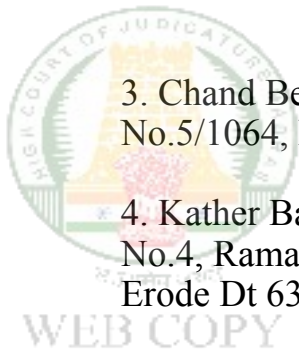
CMP NO. 8130 of 2023

1. A.K. Mohammed Batcha

Perambakattur, Kadukkampalayam Village, Gobichettipalayam Taluk,
Erode Dt 638 452.

2. Bargath Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichettipalayam Taluk,
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3. Chand Begum

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4. Kather Basha

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichetipalayam Taluk, Erode Dt 638 452

5. Thara Begum

No.4, Ramar Extension, 8 th Street, Veerapandi Village, Gobichetipalayam Taluk, Erode Dt 638 452

SA NO. 126 of 2008

1. A.K.Muhammed Batsha

S/o.Masa Gounder, Residing At Parambakattur, Kadukkampalayam Vilalge, Gobichettipalayam Taluk

2. Bargud Begum

W/o.Mohamed Batsha, Ramar Extesnion, Gobichettipalayam Town, Veerapandi Village, Gobichettipalayam Taluk