



CMP Nos.10967, 10970 & 10974 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **24-07-2025**

CORAM

THE HONOURABLE MR JUSTICE C.V. KARTHIKEYAN

CMP Nos.10967, 10970 & 10974 of 2022

in S.A.No.1166 of 2009

Thandavarayan
(Deceased) and 6 Others

Petitioners in all petitions

Vs

Paranidaran,
Repd. by his father and power Agent
Pasupathy No.18, Mariamman Koil Street,
Kundupalayam, Thattanchavady Post,
Puducherry and 2 Others

Respondents in all petitions

In all cases

For Appellant(s):

Ms.V.Srimathi

For Respondent(s):

Mr.T.Sai Krishnan

COMMON ORDER

These applications have been filed to condone the delay of 104 days in filing the petition to set aside abatement caused due to the death of the sole appellant and to set aside abatement and to bring on record the legal representatives of the respondents 2 to 7 in the Second Appeal.

2. In the affidavit filed in support of the applications, it had been stated that the appellant died on 17.08.2021 and though there was a

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vum

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time limit to file the application, owing to not being aware of the legal implications, there has been a delay in filing the applications. At any rate, the Second Appeal had been admitted and substantial questions of law had also been framed. This casts a duty on the Court to answer the substantial questions of law.

4. Further the learned counsel for the respondents also stated that he would like to get instructions, but the learned counsel would be heard when the second appeal is heard.

5. These applications are allowed and the delay in filing the application to set aside abatement stands condoned. The abatement is set aside and the legal representatives as stated in the applications to be brought on record as further appellants in the second appeal.

24-07-2025

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Note: Registry is directed to carry out necessary amendment in the cause title

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