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CMP.No.12666 of 2017 in A.S.SR.No.37039 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2025

CORAM:

THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

CMP.No.12666 of 2017
in
A.S.SR.No.37039 of 2017

Kandasamy Gounder

... Petitioner / Appellant

Vs.

1. K.Soundarrajan
2. Angammal
3. Selvaraj (Died)
4. Dhanalakshmi
5. Velumani
6. Dhanalakshmi
7. Kavipriya
8. Karthikeyan (Minor)

(R8 rep. by his legal heirs & natural guardian Dhanalakshmi
R3 died, R6 to R8 are brought on record as Legal Heirs / Legal
representatives of deceased)
(R3, vide order of this Court dated 25.10.2025 made in
CMP.Nos.22001 of 2024 in AS.SR.No.37039 of 2017)

... Respondents / Respondents

PRAYER IN CMP.No.12666 of 2017 : This Civil Miscellaneous Petition filed under Section 5 of Limitation Act, praying to condone the delay of 55 days in preferring the appeal suit before this Court against the Judgment and Decree passed in O.S.No.304 of 2009 dated 24.11.2016 on the file of the I Additional District and Sessions Judge at Coimbatore District.



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For Petitioner : Dr.P.Vasudevan
for Mr.V.Chinnasamy
For Respondents : Mr.S.Venkatesh for R1
: Mr.A.E.Ravichandran for R5

ORDER

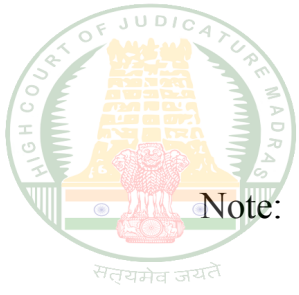
This Civil Miscellaneous petition is filed by the petitioner / appellant seeking to condone the delay of 55 days in preferring the appeal suit before this Court against the Judgment and Decree passed in O.S.No.304 of 2009 dated 24.11.2016 on the file of the I Additional District and Sessions Judge at Coimbatore District.

2. Heard Dr.P.Vasudevan, representing Mr.V.Chinnasamy, learned counsel on record for the petitioner and Mr. Venkatesh, learned counsel on record for the first respondent and Mr.A.E.Ravichandran, learned counsel on record for the fifth respondent.

3. On being satisfied with the reasons stated in the affidavit filed in support of this petition and also considering the submissions made on either side, this Court is inclined to allow this petition. Accordingly, this petition is allowed without costs.

14.07.2025

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Note: Registry is directed to number the other petitions, if it is in order.

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R.SAKTHIVEL, J.

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