



WEB COPY



C.M.P.Nos.24836, 24838 & 24839 of 2025

in

A.S.No.531 of 2018

C.V.KARTHIKEYAN, J.

AND

K.KUMARESH BABU, J.

These petitions have been filed seeking to condone the delay of 82 days in filing petition to set aside abatement, consequent to the death of the 2nd appellant, to set aside abatement and to bring on record the legal representatives of the deceased 2nd appellant / Jayasimman, as appellants 3 to 5 in the appeal suit.

2.In the affidavit filed in support of these petitions, it had been stated that, the delay is neither wilful nor wanton, but only when the counsel was contacted the petitioners, they came to know that steps have to be taken, consequent to the death of the 2nd appellant and immediately, thereafter, these petitions have been filed.

3.Heard the learned counsel for the respondents also.

4.Since the legal representatives have a right to prosecute the appeal further, we would condone the delay and allow these petitions.

5.The Registry is directed to carry out necessary amendment in the cause



title to the appeal suit.

(C.V.K., J.) (K.B., J.)

08.12.2025

smv

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