



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

WEB COPY

Tuesday, the Fourth day of February Two Thousand and Twenty
Five

PRESENT

The HONOURABLE MR. JUSTICE G.ILANGO VAN

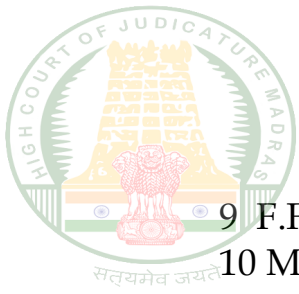
CMP(MD). No.18082 of 2024
in
S.A.No.1696 of 1997

1. Edward Soosai
2. Yesammal
3. Savariammal
4. Medilda
5. Amalam
6. Irudhayaraj
7. Poulinal

... Petitioners

Vs

- 1 Michel Dasan. (Died)
- 2 Joseph
- 3 Mangalam
D/o.Late.Irudhayadasan Nallathani Estate
Valparai Post Coimbatore.
- 4 Mangalam
W/o.Late.Irudhayadasan Nallathani Estate
Valparai Post Coimbatore.
- 5 Chinnapparaj
- 6 Sebasthiyan
- 7 Mary
- 8 M.Innasiammal



9 F.Francis

10 M.Lawrence

11 M.Philo

WEB COPY

(Respondents 7 to 11 are Brought On Record
As.L.R.S of the Deceased 1st Res. Vide
Court order dated 29.03.2022)

... Respondents

Prayer :-

Civil Miscellaneous Petition filed under section 5 of
Limitation Act to set aside and restore the order dated 26-04-2023
made in S.A.No.1696 of 1997 on the file of this Honourable Court.

Prayer in S.A.No.1696 of 1997:-

Second Appeal filed under section 100 of the Civil
Procedure Code against the judgment and decree dated 04.07.1997
passed in A.S.No.101 of 1996 by the learned Principal District
Judge, Kamarajar District at Srivilliputhur, confirming the
judgment and decree dated 30.10.1995 passed in O.S.No.97 of 1990
by the learned Subordinate Judge, Srivilliputhur.

ORDER:- This Petition coming on for orders on this day and upon
perusing the petition and the affidavit filed in support thereof and
upon hearing the arguments of M/s. V. Janakiramulu, Advocate
for the Petitioners and of Mr. A. Joel Paul Antony, Advocate for
the 3rd to 6th. And 8th to 11th respondents, this Court made the
following order:



WEB COPY

'By order dated 26.04.2023, the condition was imposed upon the appellant herein to pay a sum of Rs.1,00,000/- to the credit of Registrar (Judicial), Madurai Bench, in the event of filing restoration petition.

2. The above said condition has been complied. Accordingly, this Civil Miscellaneous Petition is allowed. Registry is directed to restore the Second Appeal in S.A.No.1696 of 1997 on the file and post the Second Appeal on 21.02.2025, finally.'

Sd/-

Assistant Registrar (CS-II)

// True
Copy //

/02/2025

Sub Assistant Registrar
(CS- I, II, III, IV)

TO

1. The Principal District Judge, Virudhunagar at Srivilliputhur.
2. The Subordinate Judge, Srivilliputhur.

Copy to:

The Section Officer,
Judicial Section,
Madurai Bench of Madras High Court, Madurai



WEB COPY



ORDER DATED : 04/02/2025

=====

ORDER

=====

CMP(MD). No.18082 of 2024
in
S.A.No.1696 of 1997

VN (13/02/2025) 4P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.