



CMP(MD) NO. 12977 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18-09-2025

**CORAM
THE HONOURABLE MR JUSTICE P.VADAMALAI**

CMP(MD) NO. 12977 of 2025

IN

AS(MD) NO. 254 of 2009

A.Nachal

Petitioner(s)

Vs

- 1.N.K.L.Kulanthaivelan (Died)
- 2.K.L.Parthasarathy (Died)
- 3.L.Meenal
- 4.S.Uma
- 5.Padma
- 6.Manjula
- 7.Abirami
- 8.The Branch Manager,
Bank of India,
Eakattuthangal, Chennai
- 9.Visalakshi

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WEB CO10.Unnamalaai

- 11.Meenakshi
- 12.Vinod Kumar Pratapmalji
- 13.Varsha Vinodhkumar
- 14.Lalitkumar Pratamalji
- 15.Teena Lalit Kumar
- 16.Bharat Kumar Pratapmalji
- 17.Sunitha Bharat Kumar

Respondent(s)

For Petitioner(s):

Mr.M.Murugan,
Advocate

For Respondent(s):

Mr.V.R.Shanmuganathan,
Advocate for R3, R5 to R7 and R9

Mr.S.Rengaswamy,
Advocate for R8

Mr.R.Muthuram,
Advocate for R12 to R17

Prayer : Civil Miscellaneous Petition is filed to restore the appeal suit in A.S.(MD)No.254 of 2009, which was dismissed for default on 02.12.2013 as against the 4th respondent.



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ORDER

This Civil Miscellaneous Petition is filed to restore the appeal suit in A.S.(MD)No.254 of 2009, which was dismissed for default on 02.12.2013 as against the 4th respondent.

2. Heard the learned counsel appearing on either side, and I have perused the affidavit filed in support of this petition.

3. The learned counsel for respondent Nos.3, 5 to 7 & 9, the learned counsel for the 8th respondent, and the learned counsel for respondent Nos.12 to 17 have not raised any serious objection to this petition.

4. The delay of 3890 days in filing the present restoration petition was already condoned by this Court on 02.07.2025 in C.M.P.(MD) No.13863 of 2024 in A.S.(MD)No.254 of 2009.



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5. Being satisfied with the reasons stated in the affidavit, and also considering the fact that this is only a consequential petition, this Civil Miscellaneous Petition is allowed.

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Note : *Registry is directed to restore the Appeal Suit in A.S.(MD) No.254 of 2009 as far as the 4th respondent is concerned.*

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P.VADAMALAI, J.

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