



*C.M.P.(MD)Nos.6876 to 6878 of 2018
in A.S.(MD)No.169 of 2016*

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 17.11.2025

CORAM:

**THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

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in
A.S.(MD)No.169 of 2016**

P.R.P.Exports,
through its Managing Director,
P.Palanichamy, S/o.P.Pinnathevar,
Velu Complex, Madurai Main Road,
Madurai Town, Madurai Taluk,
Madurai District.

... Petitioners in
all C.M.Ps.

-VS-

- 1.Rakku
- 2.Kannathal
- 3.Rajambal
- Veerasamy (Died)
- 4.Jeganathan
- 5.Rajendran
- 6.Alagarsamy
- 7.Gouse Mohaideen



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8.Muthuramalingam

9.Kesavan

10.Periyasami

11.Vellaisami

12.Angamuthu

13.Alagiyameenal

14.Vijaya

15.Thangamuthu

Amsavalli (Died)

Kalavathi (Died)

16.Meenal

17.Sivanathan

18.Sevugarathinam

19.Ponmozhi

20.Ilavarasu

21.Dhanalakshmi

22.K.Padmanaban

23.K.Muthukumararaja

24.K.Premalatha

25.K.Dhanasekaran



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26.V.Karunanithi

27.Rakku

28.V.Swaminathan

29.Swaminathan

30.S.Kubendran

31.Gokila

... Respondents in
all C.M.Ps.

COMMON PRAYER: Petitions filed under Section 5 of Limitation Act, under Order 22 Rule 9(2) of CPC and Order 22 Rule 3 of CPC to condone the delay of 703 days in filing the petition to set aside the abatement caused due to the death of the 13th respondent in the appeal, to set aside the abatement cause due to the death of the 13th respondent and to bring on record the legal representatives of the deceased 13th respondent and rank them as respondents 26 to 28.

For Petitioners : Mr.G.Sridharan

COMMON ORDER

(Order of the Court was made by C.V.Karthikeyan, J.)

These there applications have been filed consequent to the death of the 13th respondent to condone the delay of 703 days in filing the application to set aside the abatement, to set aside the abatement and to



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bring on record the legal heirs of the deceased 13th respondent as respondents 26 to 28 in the appeal.

2. Notice had been directed to the respondents. Notice had been served. Names have been printed in the cause list. There is no representation either in person or through their counsel.

3. In the affidavits filed in support of these petitions, it had been stated that the fact of death of the 13th respondent came to be known only after the disposal of the suit. Thereafter, these applications have been filed. Hence, there has been a delay.

4. In view of the fact that notice had been served, the delay is condoned and these applications are allowed. Registry to carry out necessary amendment in the cause title.

[C.V.K., J.]

[R.V., J.]

vsm

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vsm

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