



WEB COPY

CMP(MD) NO. 15533 of 2024



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13-11-2025

CORAM

THE HONOURABLE MR JUSTICE P.VELMURUGAN

AND

THE HONOURABLE MRS JUSTICE L.VICTORIA GOWRI

CMP(MD) NO. 15533 of 2024

IN

CMA(MD) SR NO. 76812 OF 2024

1. Naganathan
S/o.Periyasamy
Konganthidal Village
Door No.3/265
Uruvatti Post
Devakottai Taluk
Sivagangai District.

Petitioner(s)

Vs

1. Maheshwari
W/o.Naganathan
D/o.Kubbusamy
Door No.25
Vallakkulam Village
Sathani Post
Ilayakudi Taluk
Sivagangai District.

2. Muruganatham
S/o.Ramasamy
No.36
Azhagappa Nagar
Uruthikottai
Devakottai Taluk
Sivagangai District.

Respondent(s)

For Petitioner(s):

Mr.A.R.Kannappan



G.Sivakumar

For Respondent(s):

M/s. N.Pragalathan, for R2

K.Muthurakkan

M.Thanga Prakash

M/s. M.S.Jeyakarthik, for R1

M.Vasanth

M.P.Balaganesh

For R1 Sr.45734 Dt.06.12.2024

Counter Affidavit Filed For R1 Ustr. 46795 Dt 12.11.2025

PRAYER ; Civil Miscellaneous Petition filed under Section 5 of the Limitation Act praying this Court to condone the delay of 120 days in filing the present civil miscellaneous appeal against the order and decree in H.M.O.P.No.380 of 2022, on the file of Family Court, Sivagangai.

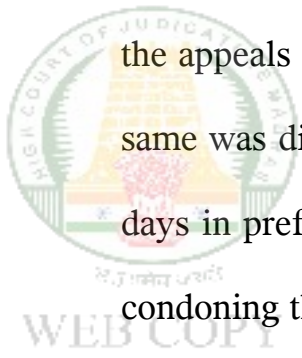
ORDER

(Order of the Court was made by **P.VELMURUGAN.,J.**)

This Petition is filed to condone the delay of 120 days in filing the above Civil Miscellaneous Appeal as against the order and decree made in H.M.O.P.No.380 of 2022, on the file of Family Court, Sivagangai.

2.Heard the learned counsel appearing on either side and perused the materials placed before this Court.

3.Though the learned counsel for the respondents raised objection stating that the reasons assigned by the Petitioner in his affidavit is not satisfactory, however, a reading of



the appeals papers would show that H.M.O.P.No.380 of 2022 was filed for di the same was dismissed. Though the Petitioner has got a right of appeal, there is a delay of 120 days in preferring the appeal and the Petitioner has satisfactorily explained the reasons for condoning the delay. Accordingly, this Petition is ordered and the delay is condoned.

4.Registry is directed to number the Civil Miscellaneous Appeal, if it is otherwise in order and list it for admission in the usual Course.

(P.VELMURUGAN J.) (L.VICTORIA GOWRI J.)
13-11-2025

vsn



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P.VELMURUGAN, J.
and
L.VICTORIA GOWRI, J.



vsn

ORDER MADE IN

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