



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.06.2026

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CORAM :

THE HON'BLE MR. JUSTICE R.SAKTHIVEL

C.M.P.Nos.7936, 7938 and 7939 of 2026

in
S.A.No.1133 of 2001

1.Nadiammal (died)

...Appellants in all C.M.Ps

2.Arumugam (died)

3.Nadai Ammal

4.Kuppan

5.Govindan

6.Parimala

7.Narayanan

8.Ramachandran

9.Jayaraman

...Petitioners /
Proposed parties 3 to 9 / L.Rs of 2nd appellant
in all C.M.Ps

...Vs...

1.Angamuthu (died)

2.Dhandapani

3.Kaluvaraya Udaya

...Respondents 1 to 3 / Respondents

4.Anjalai @ Chellam

5.K.Arumugam

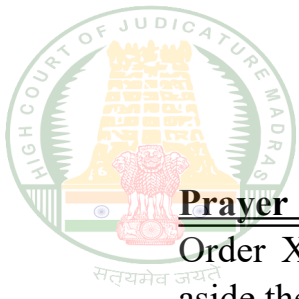
6.K.Kuppusamy

7.K.Sekar

8.K.Gnanavel

...Respondents /
Legal Representatives of 3rd respondent

Prayer in C.M.P.No.7936 of 2026:- Civil Miscellaneous Petition filed under Section 5 of the Limitation Act, 1963, praying to condone the delay of 544 days in filing the application to set aside the abatement caused on the death of 2nd appellant Arumugam.



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Prayer in C.M.P.No.7938 of 2026:- Civil Miscellaneous Petition filed under Order XXII Rule 9 of Code of Civil Procedure Code, 1908, praying to set aside the abatement caused due to the death of 2nd appellant Arumugam.

Prayer in C.M.P.No.7939 of 2026:- Civil Miscellaneous Petition filed under Order XXII Rule 9 of Code of Civil Procedure Code, 1908, praying to bring on record the petitioners 3 to 9 herein as legal representatives of the deceased 2nd appellant Arumugam in the Second Appeal.

In all C.M.Ps

For Petitioners :Mr.E.Santhosh Kumar
For Mr.N.Suresh

For R5 & R7 : Mr.K.Muthukumarasamy

COMMON ORDER

Mr.E.Santhosh Kumar, representing Mr.N.Suresh, Counsel on record for the petitioners and Mr.K.Muthukumarasamy, Counsel on record for the Respondent Nos.5 & 7 are before this Court.

2. These petitions have been filed praying to condone the delay of 544 days in filing the application; to set aside the abatement caused on the death of 2nd appellant Arumugam and to bring on record the petitioners 3 to 9 herein as legal representatives of the deceased 2nd appellant Arumugam in the Second Appeal.



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3. This Court has perused the affidavit filed in support of these petitions and being satisfied with the reasons stated therein, these Civil Miscellaneous Petitions are allowed.

4. Accordingly, C.M.P.Nos.7936, 7938 and 7939 of 2026 are allowed and the Registry is directed to carry out the necessary amendment in the Memorandum of grounds of Appeal.

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R.SAKTHIVEL,J.,

nvi

C.M.P.Nos.7936, 7938 and 7939 of 2026 in
S.A.No.1133 of 2001

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