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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-11-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CMP No. 25779 of 2026
IN
SA NO. 1126 OF 2011

1. Ellappan
   S/o Kakkayan @ Ellappan,
   residing at Kattuvaluvu,
   Kattanahalli Village,
   Palacode Taluk,
   Dharmapuri District.
2. Rathinammal,
   W/o Elappan
   residing at Kattuvaluvu,
   Kattanahalli Village,
   Palacode Taluk,
   Dharmapuri District.

3. Saravanan,
   S/o Ellappan,
   residing at Kattuvaluvu,
   Kattanahalli Village,
   Palacode Taluk,
   Dharmapuri District.

4. Papa @ Gangadevi
   W/o Saravanan
   residing at Kattuvaluvu,
   Kattanahalli Village,
   Palacode Taluk,
   Dharmapuri District.

..Petitioners

Vs

1. Varathappan
   S/o Late Sellappa Gounder,
   Retired VAO, Atkattanahalli Village
   Palacode Taluk,

https://www.mhc.tn.gov.in/judis

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Dharmapuri District.

2. Chinnadurai @ Munusamy
(Died)

3. Ettiya Gounder
(Died)

4. Vasantha
W/o Chinnadurai @ Munusamy,
Katanahalli Village,
Palacode Taluk,
Dharmapuri.

5. Vadivelu,
S/o Chinnadurai @ Munusamy,
Kattanahalli Village,
palacode Taluk,
Dharmapuri.

6. Orukkamalai,
S/o Chinnadurai @ Munusamy,
Kattanahalli Village,
Palacode Taluk,
Dharmapuri.

7. Revathy,
D/o Chinnadurai @ Munusamy,
Kattanahalli Village,
Palacode Taluk,
Dharmapuri.

8. Shankar,
S/o Chinnadurai @ Munusamy,
Kattanahalli Village,
Palacode Taluk,
Dharmapuri.

9. Settayee,
D/o Late Ettiya Gounder ,
W/o Varathappan,
D.No.4/950, Periyampatty,
Periyanahalli Village,
Kariamangalam Taluk,

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Dharmapuri

..Respondent(s)

SA No. 1126 of 2011

1. ELLAPPAN
   S/o Kakkayan @ Ellappan At Kattuvaluvu Kattanahalli Village Palacode Tk Dharmapuri Dist
2. Rathinammal
   W/o Ellappan At Kattuvaluvu Kattanahalli Village Palacode Tk Dharmapuri Dist

3. Saravanan
   S/o Ellappan At Kattuvaluvu Kattanahalli Village Palacode Tk Dharmapuri Dist

4. Papa @ Gangadevi
   At Kattuvaluvu Kattanahalli Village Palacode Tk Dharmapuri Dist

Appellant(s)

Vs

1. VARATHAPPAN
   S/O LATE SELLAPAP GOUNDER VAO AT KATTANAHALLI VILLAGE PALACODE TKDHARMAPURI DIST
2. Chinnadurai @ Munusamy
   S/o Late Sellappa Gounder At Kattuvaluvu Kattanahalli Village Palacode Tk Dharmapuri Dist

3. Ettiya Gounder
   S/o Late Porappa Gounder Muthampatti Village Kottumaranhalli Manjira Palacode Tk Dharmapuri Dist

Respondent(s)

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PRAYER IN CMP.No. 25779 of 2026: This Civil Miscellaneous Petition is filed under Order 22 Rule 3 of CPC to bring the Respondents 4 to 8 herein on record as the legal representatives of the deceased 2nd Respondent Chinnadurai @ Munusamy, in above Second Appeal and rank them as Respondents 4 to 8 respectively, in SA No.1126 of 2011, and thus render justice.

For Petitioners: Mr.R.Arunmozhi Devan
for Mr.G.Rm.Palaniappan

For Respondent(s): Mr.V.Manohar

ORDER

This Civil Miscellaneous Petition is filed by the petitioners to bring on record the Respondents 4 to 8 herein who are the legal representatives of the deceased 2nd Respondent in the above Second Appeal.

2. Already notice served on the respondents and they have appeared through their learned counsel. Other side have not seriously objected for allowing this petition.

3. This Court has already ordered condoned delay and set aside abatement petitions. The proposed parties are the legal representatives of the deceased 2nd Respondent and they have to be impleaded as proper and necessary parties.

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4. Considering the reasons stated in the affidavit and the facts and circumstances of the case and due to the death of the deceased 2nd Respondent, it is appropriate to allow this Petition.

5. Accordingly, this Civil Miscellaneous Petition stands allowed.

03-11-2026
(3/7)

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

GV

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P.DHANABAL, J.

GV

CMP No. 25779 of 2026
IN
SA NO. 1126 OF 2011

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