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CMP.No. 23028 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.04.2026

CORAM:

THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

CMP.No. 23028 of 2022

in

S.A.No. 477 of 2005

P.Rengaswami
S/o.Perisi Gounder
Kattavedichanpatti
Kattukottai, Poyyampatti Post
Harur Taluk
Dharmapuri District.

...Petitioner/Appellant

Versus

P.Perumal
S/o.Perisi Gounder
Kattavedichanpatti
Kattukottai, Poyyampatti Post
Harur Taluk
Dharmapuri District.

...Respondent/Respondent

PRAYER: Civil Miscellaneous Petition filed under Section 5 of the Limitation Act 1963, praying to condone the delay of 126 days in filing the petition to restore the above Second Appeal which was dismissed for Non-Prosecution dated March 9, 2018 and hear the matter on merits.



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For Petitioner : Mr.M.Raja Sekhar
For Respondent : Ms.R.Poornima
For Mr.T.Panchatsaram

ORDER

Mr.M.Raja Sekhar, Counsel on record for the Petitioner and Ms.R.Poornima, representing Mr.T.Panchatsaram, Counsel on record for the Respondent are before the Court.

2.Pursuant to the order dated December 5, 2024, passed by this Court allowing this Civil Miscellaneous Petition subject to payment of cost of Rs.2,000/- to the Respondent's Counsel within a period of one week from its issuance thereof.

3.However, the same has not complied by the Petitioner thereafter and have now approached this Court by way of a petition seeking extension of time to comply the order vide CMP.No.9654 of 2026 and the same is allowed by this Court today subject to payment of cost of Rs.3,000/- in addition to Rs.2,000/- and the same was remitted by the Petitioner's Counsel to the Respondent's Counsel today.



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4. In view of the facts and circumstances of the case, no further order is necessary in this Civil Miscellaneous Petition.

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R. SAKTHIVEL, J.

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