



CMP(MD) NO.



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25-03-2026

CORAM

WEB COPY THE HONOURABLE MR JUSTICE G.R.SWAMINATHAN

AND

THE HONOURABLE MS.JUSTICE R. POORNIMA

CMP(MD) NO. 4031 of 2026

1. Peter Josephraj  
S/o. Vedamuthu  
No.11, Jalan Nuri  
31250 Taman Jothi  
Taman Nambuthala Perak  
Malaysia. Bowl Josephraj (Deceased)

2. LILLY THERASA  
D/o. Vedamuthu  
No.11, Jalan Nuri  
31250 Taman Jothi  
Taman Nambuthala Perak  
Malaysia.

3. JULIA MARKIRAT  
D/o. Vedamuthu  
No.11, Jalan Nuri  
31250 Taman Jothi  
Taman Nambuthala Perak  
Malaysia.  
Represented through their  
Power of Attorney Agent  
James Vivekanandan  
S/o Mariyadass  
No.128, Madha koil street  
Ariyakudi  
Karaikudi Taluk  
Sivagangai District.

Petitioner(s)

Vs

1. K.Balasubramanian  
S/o. Kalimuthu Servai  
Subramaniyapuram 4th Street



No.7, Karaikudi Town  
Karaikudi Taluk  
Sivagangai District.



Respondent(s)

**For Petitioner(s):** Mr.A.V.Arun  
for Mr.G.Aravinthan

**For Respondent(s):** Mr.S.Srinivasa Raghavan  
for Mr.C.Lakshmanan

**Prayer:** This petition is filed under Section 5 of Limitation Act to Condone the delay of 1473 days in filing the above Cross Appeal and thus render justice.

### **ORDER**

(Order of the Court was made by the Hon'ble G.R.Swaminathan J.)

Heard both sides.

2. The petitioners herein have filed Cross Objection in A.S(MD) No. 90 of 2021.

However, there is a delay of 1473 days in filing the cross objection.

3. We are satisfied with the reasons set out in the affidavit filed in support of the condone delay petition. This Civil Miscellaneous Petition stands allowed on payment of cost of Rs. 2500/- payable to the Hon'ble CJ Relief Fund. This amount shall be paid within a period of seven days from the date of receipt of copy of this order. Failure to remit the cost within the aforesaid period would entail automatic dismissal of this petition.

4.Post the appeal itself for 'final disposal' on 09.04.2026.

**(G.R.SWAMINATHAN J.) (R.POORNIMA J.)**

**25-03-2026**

rmi

To

1. K.Balasubramanian  
S/o. Kalimuthu Servai  
Subramaniyapuram 4th Street  
No.7, Karaikudi Town  
Karaikudi Taluk



Sivagangai District.



WEB COPY