



CMP(MD) NOS. 4988, 4990, & 4992 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **17-06-2026**

CORAM

THE HONOURABLE MR JUSTICE P.VADAMALAI

CMP(MD) NOS. 4988, 4990, & 4992 of 2026

in

SA(MD) NO. 171 of 2012

- 1.Andiammal
- 2.Selvarani
- 3.Vijayalakshmi
- 4.Nandakumar
- 5.Chinnama Naicker
- 6.Vellaiyan @ Boomi Naicker
- 7.Thayammal @ Andiammal
- 8.Minor. Aadhi Lakshmi
- 9.Minor. Yamuna
- 10.Minor. Nandhini
- 11.Minor. Nathiya
- 12.Minor. Aandimuthu @ Vellamani

1/5



CMP(MD) NOS. 4988, 4990, & 4992 of 2026

WEB COPY

13.Aandiyammal

14.Kannammal

(Minor Petitioners 8 to 12
are represented by their
mother, the 7th respondent
herein)

Petitioner(s) in all petitions

Vs

1.Chinnakkal @ Chinnathayammal (Died)

2.Bommi Naicker (Died)

3.Amutha (Died)

4.Errammal

5.Andichamy

6.Amutha

7.Jothimani

8.M.Deebika

Respondent(s) in all petitions

For Petitioner(s) in all petitions :

Mr.M.R.Sreenivasan,
Advocate

For Respondent(s) in all petitions :

Mr.T.Antony Arul Raj,
Advocate for R4 to R7

Mr.M.Karuppasamy,

2/5



WEB COPY



CMP(MD) NOS. 4988, 4990, & 4992 of 2026

Advocate for R8

R1 – Dismissed (vide order dated 13.11.2019)

R2 & R3 – Died

COMMON PRAYER : Civil Miscellaneous Petitions are filed under Section 5 of the Limitation Act, Order XXII Rule 9(2), and Order XXII Rule 4 of the Code of Civil Procedure, to condone the delay of 315 days in filing the petition to set aside the abatement caused due to the death of the 3rd respondent, to set aside the abatement caused due to the death of the 3rd respondent, and to bring on record the 8th respondent herein as the legal representative of the deceased 3rd respondent, namely Amutha, and rank her as the 8th respondent in S.A.(MD)No.171 of 2012 on the file of this Court.

COMMON ORDER

These Civil Miscellaneous Petitions have been filed to condone the delay of 315 days in filing the petition to set aside the abatement caused due to the death of the 3rd respondent, to set aside the abatement caused due to the death of the 3rd respondent, and to bring on record the 8th respondent herein as the legal representative of the deceased 3rd respondent, namely Amutha, and rank her as the 8th respondent in S.A. (MD)No.171 of 2012 on the file of this Court.



CMP(MD) NOS. 4988, 4990, & 4992 of 2026

WEB COPY

2. Heard the learned counsel appearing on either side and perused the common affidavit filed in support of these petitions.

3. The learned counsel for respondents 4 to 7 and the learned counsel for the 8th respondent have not raised any objections to allow these petitions.

4. Being satisfied with the reasons stated in the affidavit, these Civil Miscellaneous Petitions are allowed.

17-06-2026

Note : *The Registry is directed to carry out necessary amendments in the appeal memorandum and list the same in the usual course.*

mkn



WEB COPY



CMP(MD) NOS. 4988, 4990, & 4992 of 2026

P.VADAMALAI, J.

mn

**CMP(MD) NOS. 4988, 4990, & 4992 of 2026
in
SA(MD) NO. 171 of 2012**

17.06.2026