



CMP(MD) NOS. 16683 and 16684 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21-04-2026

CORAM

THE HONOURABLE MR JUSTICE P.VADAMALAI

CMP(MD) NOS. 16683 and 16684 of 2023

in

AS(MD) NO. 157 of 2018

M.S.Rubavathi

Petitioner(s) in both petitions

Vs

M.S.Alagarsamy (Died)

1.Kalyanaraman (Died)

2.A.Shanthi

3.M.Eswari

4.A.Geetha

5.A.Dhinesh

6.A.Dhivya

7.A.Srilekha

8.Lakshmi

9.Bavithra

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10.Prasanna

Respondent(s) in both petitions

For Petitioner(s) in both petitions :

Mr.K.Guhan,
Advocate

For Respondent(s) in both petitions :

Mr.G.Vidhya Maheswaran,
Advocate for R2, R4 to R10

Mr.K.Muraleedharan,
Advocate for R3

R1 – Died

Common Prayer : Civil Miscellaneous Petitions are filed under Order XXII Rule 9(2) and Order XXII Rule 4 of the Code of Civil Procedure to set aside the abatement caused due to the death of the first respondent and to bring on record the petitioners as the legal heirs of the deceased first respondent, and rank them as respondent Nos.8 to 10 in the Appeal Suit in A.S.(MD)No.157 of 2018 on the file of this Court.

COMMON ORDER

These Civil Miscellaneous Petitions have been filed to set aside the abatement caused due to the death of the first respondent and to bring on record respondent Nos.8 to 10 herein as the legal heirs of the deceased first respondent and rank them as respondent Nos.8 to 10 in the Appeal Suit in A.S.(MD)No.157 of 2018 on the file of this Court.



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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 respondent Nos.2, 4 to 10, and the learned counsel for the 3rd respondent have not raised any objection to these petitions.

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

21-04-2026

Note : *The Registry is directed to carry out necessary amendments in the appeal memorandum.*

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P.VADAMALAI, J.

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in

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