



CMP(MD) Nos.11849, 11858 & 11860 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.03.2026

CORAM

THE HONOURABLE MS.JUSTICE R. POORNIMA

CMP(MD) Nos. 11849, 11858 & 11860 of 2025

in

S.A.(MD)No.1117 of 2003

1.FATHIMABIBI

W/o.Late.P.N.Syed Ibrahim Rowther

2.SELVI AVVAMMAL

D/o.Late.P.N.Syed Ibrahim Rowther

3.ALAMGHEER

S/o.Late.P.N.Syed Ibrahim Rowther

All are residing at No.4 Nagoor Tope

East Veli Street

Madurai - 625 001.

Petitioner(s)

Vs.

1.Mothi Bibi, (died)

2.Mohammed Ammal (Died)

3.Jailani Ammal

4. Mohabath

5. Sikkandar

6. Najeema

7. Jailani Bibi (Died)

8. Anarcali



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9. S.Kaja (died)
10. Jaila
11. Rabiyaath
12. Lailath
13. Amjath Ammal
14. P.N.S.Sindha Madhar (Died)
15. Hakkani Bibi
16. Sait
17. Iqbal
18. Sheik Abdulla
19. Sulaika Banu
20. Anitha Banu
21. Jahangir
22. Kathoon
23. Ruthuba
24. Ruthuba
25. Thamimmmun Ansari
26. S.Rasheetha Begum
27. S.Jamila Begum
- S.Bilai (Died)
28. S.Sarbutheen
29. S.Mababoob Subhani
30. S.Rasool Mariyam
31. S.Mohammed Kalith
32. S.Mohammed
33. S.Ameena
34. S.Sulthan Habeeba
35. S.Mohammed Moosa

Respondent(s)



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WEB COPY For Petitioner(s): Mr.K.Sekar

For Respondent(s): M/s.D.Nallathambi - For R5
M/s.L.Shaji Chellan - For R17
Mr.D.Sakthivel Murugan – for R14
Mr.C.Jeyaprakash – for R25, 27, 29, 30, 31, 32 to 35

Prayer in CMP(MD) No.11849 of 2025: To condone the delay of 856 days in filing the petition to set aside the abatement in so far as the 14th Respondent namely P.N.S.Sindha Madhar in S.A.No.1117 of 2003 on the file of this Honourable Court and thus render justice.

Prayer in CMP(MD) No.11858 of 2025: To set aside abatement in respect of the deceased 14th respondent namely, P.N.S.Sindha Madhar in S.A.(MD).No.1117 of 2003 on the file of this Honourable Court and render justice.

Prayer in CMP(MD) No.11860 of 2025: To bring on record the respondents 25 to 35 herein as the legal heirs of the deceased 14th respondent namely, P.N.S.Sindha Madhar in S.A.(MD).No.1117 of 2003 on the file of this Honourable Court and render justice.

COMMON ORDER

These applications in CMP(MD)Nos.11849, 11858 & 11860 of 2025 have been filed to condone the delay of 856 days in filing the application to set aside the abatement caused on account of death of the 14th respondent; to set aside the abatement caused due to the death of the 14th respondent and to bring on record the proposed respondents 25 to 35 as the legal representatives of the deceased 14th respondent.



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2. Heard the learned counsel on either side and perused the material available on record.

3. Having been satisfied with the reasons assigned in the affidavit filed in support of the Miscellaneous Petitions and also the submission made by the learned counsel for the petitioners, this Court is of the view that the applications to bring the legal representatives on record, have to be allowed. Accordingly, these petitions are allowed.

4.The Registry is directed to carry out necessary amendment in the cause title.

03.03.2026

RM