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CMP(MD) No.103  
in SA(MD) No.436 of 2023

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 27-01-2026

CORAM

**THE HONOURABLE MR JUSTICE K.MURALI SHANKAR**

C.M.P(MD) No.103 of 2026  
in  
S.A(MD) No.436 of 2023

Sakunthala

: Petitioner

Vs

Karuppathal (died)

1.Ramakrishnan

2.Muthukumar

3.Anandha Nayagi

4.Ramanathan

: Respondents

For Petitioner : Mr.R.Suriya Narayanan.

For Respondents : Mr.G.Aravindhnan, for R1.

: Mr.R.Sreenivasan, for R2.

: Mr.M.Karuppasamy, for R3.

: No Appearance, for R4.

This Civil Miscellaneous Petition filed under Order 41 Rule 19 of C.P.C., to set aside the order, dated 01.08.2024 and to restore the appeal in S.A(MD)No.436 of 2023 on the file of this Court, which was dismissed for default on 01.08.2024.



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## **ORDER**

The above petition has been filed seeking orders to restore the appeal in S.A(MD)No.436 of 2023, which was dismissed for default on 01.08.2024.

2. Heard the learned counsel for the petitioner and the learned counsel appearing for the respondents 1 to 3.

3. It is seen from the records that the petitioner's earlier application to condone the delay in filing restoration petition was allowed. Considering the facts and circumstances of the case and also the reasons assigned, this Court is inclined to allow this petition. Accordingly, this petition is ordered.

4. Registry is directed to restore the appeal on file and list the matter on 05.02.2026, at request of the learned counsel for the respondents.

**27-01-2026**

das



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**K.MURALI SHANKAR,J.**

das

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27.01.2026