



CMP(MD) NO. 20129 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12-03-2026

CORAM

THE HONOURABLE MR JUSTICE P.B. BALAJI

CMP(MD) NO. 20129 of 2025

AND

CMP(MD) NO. 20130 OF 2025

in S.A.(MD)No.506 of 2020

1. R.SATHEESH KUMAR (Died) 2.R.Suresh
S/O.Rajaiyan
Paraiyanvilai Veedu
Appicode. Tholayavattam Post
Killiyoor
Killiyoor Village
Vilavancode Taluk
Kanyakumari District.

2. R.SURESH
S/O.Rajaiyan
Paraiyanvilai Veedu
Appicode. Tholayavattam Post
Killiyoor
Killiyoor Village
Vilavancode Taluk
Kanyakumari District.

3. S.NAGESHWARI
W/o.Late.R.Satheesh Kumar
Door No.18/17
Paraiyanvilai Veedu
Appicode. Tholayavattam Post
Killiyoor
Killiyoor Village
Vilavancode Taluk
Kanyakumari District.



4. MINOR.S.N.VASHIKA ABIRAMI

D/o.Late.R.Satheesh Kumar

Door No.18/17

Paraiyanvilai Veedu

Appicode. Tholayavattam Post

Killiyoor

Killiyoor Village

Vilavancode Taluk

Kanyakumari District. (Proposed Minor Appellants 4 and 5 represented by their mother / Guardian the proposed 3rd Appellant herein).

5. MINOR.S.N.HARSON RAJAH

S/o.Late.R.Satheesh Kumar

Door No.18/17

Paraiyanvilai Veedu

Appicode. Tholayavattam Post

Killiyoor

Killiyoor Village

Vilavancode Taluk

Kanyakumari District. (Proposed Minor Appellants 4 and 5 represented by their mother / Guardian the proposed 3rd Appellant herein).

6. RAJAIYAN

W/o.Not Known

Door No.18/17

Paraiyanvilai Veedu

Appicode. Tholayavattam Post

Killiyoor

Killiyoor Village

Vilavancode Taluk

Kanyakumari District. (Proposed Minor Appellants 4 and 5 represented by their mother / Guardian the proposed 3rd Appellant herein).

7. SUNDARI

W/o.Rajaiyan

Door No.18/17

Paraiyanvilai Veedu

Appicode. Tholayavattam Post

Killiyoor

Killiyoor Village

Vilavancode Taluk



Kanyakumari District.

Petitioner(s)

Vs

1. P.Baskaran
S/o.Ponnumani Nadar
Appicode, Parainindran Vilai
Killiyoor, Killiyoor Village
Vilavancode Taluk
Kanyakumari District.

Respondent(s)

For Petitioner(s):

M.P.Senthil

For Respondent(s):

M/s. C. Godwin
For Sole Respondent (in SA)

Prayer in C.M.P.(MD)No.20129 / 2025:

To set aside the abatement caused due to the death of 1st appellant viz., R.Satheesh Kumar in the above Second appeal in S.A.(MD).No.506 of 2020 and pass such further or other orders, as this Honourable Court may deems fit and proper in the circumstances of the case and thus render justice.

Prayer in C.M.P.(MD)No.20130 / 2025:

To bring on record the petitioners 3 to 7 herein as the legal heirs of deceased 1st appellant viz., R.Satheesh Kumar and rank them as appellants 3 to 7 in the above second appeal in S.A.(MD)No.506 of 2020 and pass such further or other orders, as this Honourable Court may deems fit and proper in the circumstances of the case and thus render justice.

ORDER

Petitions have been filed to set aside the abatement caused due to the death of the first appellant and to bring on record the petitioners 3 to 7 as the legal heirs of the deceased first appellant as appellants 3 to 7 in the present



Second Appeal.

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2.The application has been filed in time and there is no delay. Also, there is no serious objection from the respondent.

3.Independently, I have gone through the affidavit and satisfied that the abatement has to be set aside to enable the appellants to prosecute the Second Appeal.

4.Accordingly, these Civil Miscellaneous Petitions are ordered.

5.Registry is directed to carry out the necessary amendments in the cause title and list the main Second Appeal for hearing on **02.04.2026**.

12-03-2026

MR

To
1. P.Baskaran
S/o.Ponnumani Nadar
Appicode
Parainindran Vilai
Killiyoor
Killiyoor Village
Vilavancode Taluk
Kanyakumari District.