

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Tuesday, the 30th day of June 2026

திருவள்ளூர் ஆண்டு 2057 பராபவ வருடம் ஆனி மாதம் 16-ம் நாள்

செவ்வாய்கிழமை

I.A.No.03/2026

in

A.S.No.52/2022

01. Palanisamy (Died) ... Petitioner / Appellant

02. Palaniyammal

03. Selvi

04. Selvaraj ... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari ... Respondent / Respondent

This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

### ORDER

Petition filed on behalf of the Petitioners / Appellants Under Order 22 Rule 3 and Section 151 of C.P.C to order to implead the LR's of 1<sup>st</sup> Petitioner is died.

Petitioners side enquiry heard. Notice of Hearing already given. Respondent side endorsed as petition may be allowed on heavy terms. On perusal of records this petition has filed to Under order 22 Rule 3 of CPC to implead the LR's of 1<sup>st</sup> Petitioner. It is settled that no one can left without heard and if any order passed without giving opportunity to the other side, is against natural justice. The reasons found in the petition and affidavit is satisfied. This court of view that in order to give a chance to the petitioners and in the

..2..

interest of justice and as per the Audi Alteram partem principle, this court inclined to allow this petition without costs.

In fine,

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically. Call on 14.07.2026.

This order pronounced by me in the open court, on this the 30<sup>th</sup> day of June 2026.

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

Petitioners / Appellants side witnesses : Nil

Petitioners / Appellants side Documents : Nil

Respondent / Respondent side witnesses : Nil

Respondent / Respondent side Documents : Nil

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Tuesday, the 30th day of June 2026

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செவ்வாய்கிழமை

I.A.No.03/2026

in

A.S.No.52/2022

01. Palanisamy (Died), Age 63/2026, S/o.Late.Chellappagounder, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Petitioner / Appellant

02. Palaniyammal, Age 65/2026, W/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

03. Selvi, Age 43/2026, D/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

04. Selvaraj, S/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari, Age 66/2026, S/o.Gopal Aasari, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Respondent / Respondent

Petition filed on behalf of the Petitioners / Appellants Under Order 22 Rule 3 and Section 151 of C.P.C to order to implead the LR's of 1<sup>st</sup> Petitioner is died.

Date of Petition : 02.02.2026, 17.02.2026

Stamp on Petition : Rs.20/-

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This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

| Cost List Details | Petitioners / Appellants<br>Rs. | Respondent / Respondent<br>Rs. |
|-------------------|---------------------------------|--------------------------------|
| Stamp on Petition | Rs.20/-                         |                                |
|                   |                                 |                                |
|                   | Cost list not filed             |                                |

Given under my hand and seal of this court this the 30<sup>th</sup> day of June 2026.

(S/d-Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

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செவ்வாய்கிழமை

I.A.No.02/2026

in

A.S.No.52/2022

01. Palanisamy (Died) ... Petitioner / Appellant

02. Palaniyammal

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04. Selvaraj ... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari ... Respondent / Respondent

This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

### **ORDER**

Petition filed on behalf of the Petitioners / Appellants Under Order 22 Rule 9 and Section 151 of C.P.C to order to abatement for 1<sup>st</sup> Petitioner is died.

Petitioners side enquiry heard. Notice of Hearing already given. Respondent side endorsed as petition may be allowed on heavy terms. On perusal of records this petition has filed to Under order 22 Rule 9 of CPC to abatement for 1<sup>st</sup> Petitioner is died. It is settled that no one can left without heard and if any order passed without giving opportunity to the other side, is against natural justice. The reasons found in the petition and affidavit is satisfied. This court of view that in order to give a chance to the petitioners

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and in the interest of justice and as per the Audi Alteram partem principle, this court inclined to allow this petition with costs.

In fine,

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically. Call on 14.07.2026.

This order pronounced by me in the open court, on this the 30<sup>th</sup> day of June 2026.

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

Petitioners / Appellants side witnesses : Nil

Petitioners / Appellants side Documents : Nil

Respondent / Respondent side witnesses : Nil

Respondent / Respondent side Documents : Nil

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

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PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

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I.A.No.02/2026

in

A.S.No.52/2022

01. Palanisamy (Died), Age 63/2026, S/o.Late.Chellappagounder, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Petitioner / Appellant

02. Palaniyammal, Age 65/2026, W/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

03. Selvi, Age 43/2026, D/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

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... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari, Age 66/2026, S/o.Gopal Aasari, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Respondent / Respondent

Petition filed on behalf of the Petitioners / Appellants Under Order 22 Rule 9 and Section 151 of C.P.C to order to abatement for 1<sup>st</sup> Petitioner is died.

Date of Petition : 02.02.2026, 17.02.2026

Stamp on Petition : Rs.20/-

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This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

| Cost List Details | Petitioners / Appellants<br>Rs. | Respondent / Respondent<br>Rs. |
|-------------------|---------------------------------|--------------------------------|
| Stamp on Petition | Rs.20/-                         |                                |
|                   |                                 |                                |
|                   | Cost list not filed             |                                |

Given under my hand and seal of this court this the 30<sup>th</sup> day of June 2026.

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

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PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

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செவ்வாய்கிழமை

I.A.No.01/2026

in

A.S.No.52/2022

01. Palanisamy (Died) ... Petitioner / Appellant

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04. Selvaraj ... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari ... Respondent / Respondent

This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

### ORDER

Petition filed on behalf of the Petitioners / Appellants Under Section 5 of Limitation Act to condone the delay of 1359 days.

Petitioners side enquiry heard. Notice of Hearing already given. Respondent side endorsed as petition may be allowed on heavy terms. On perusal of case records this petition has filed to Under Section 5 of Limitation Act to condone the delay of 1359 days. It is settled that no one can left without heard and if any order passed without giving opportunity to the other side, is against natural justice. The reasons found in the petition and affidavit is satisfied. This court of view that in order to give a chance to the petitioners

..2..

and in the interest of justice and as per the Audi Alteram partem principle, this court inclined to allow this petition with costs.

In fine,

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically. Call on 14.07.2026.

This order pronounced by me in the open court, on this the 30<sup>th</sup> day of June 2026.

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

Oddanchatram.

Petitioners / Appellants side witnesses : Nil

Petitioners / Appellants side Documents : Nil

Respondent / Respondent side witnesses : Nil

Respondent / Respondent side Documents : Nil

(S/d–Thiru.C.Jayaprakash)

Subordinate Judge,

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I.A.No.01/2026

in

A.S.No.52/2022

01. Palanisamy (Died), Age 63/2026, S/o.Late.Chellappagounder, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Petitioner / Appellant

02. Palaniyammal, Age 65/2026, W/o.Late.Palanisamy, Door No.2/50, West Street, Aarasappapillaipatti, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District.

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... Petitioners / Proposed 2 to 4 Appellants

/ Vs/

Pichaimuthu Aasari, Age 66/2026, S/o.Gopal Aasari, Aarasappapillaipatti Village, Oddanchatram Taluk, Dindigul District. ... Respondent / Respondent

Petition filed on behalf of the Petitioners / Appellants Under Section 5 of Limitation Act to condone the delay of 1359 days.

Date of Petition : 17.02.2026

Stamp on Petition : Rs.20/-

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This petition is coming on 30.06.2026 before me in the presence of Thiru.R.Marappan Counsel for the Petitioners / Appellants and Thiru.C.Greeshkandharaja counsel for Respondent / Respondent and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioners to pay the cost of Rs.1,000/- (Rupees One Thousand only) to the Respondent on or before 13.07.2026. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

| Cost List Details | Petitioners / Appellants<br>Rs. | Respondent / Respondent<br>Rs. |
|-------------------|---------------------------------|--------------------------------|
| Stamp on Petition | Rs.20/-                         |                                |
|                   |                                 |                                |
|                   | Cost list not filed             |                                |

Given under my hand and seal of this court this the 30<sup>th</sup> day of June 2026.

(S/d-Thiru.C.Jayaprakash)

Subordinate Judge,

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