

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

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

Subordinate Judge, Oddanchatram.

Thursday, the 21<sup>st</sup> day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.03/2025

in

O.S.No.214/2023

Mayilaththal (Died)

...

Petitioner / Plaintiff

N.Palanisamy gounder

...

Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal

02. Ramaththal

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plaintiff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

### ORDER

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Order 22 Rule 3 and Section 151 of C.P.C to implead the LR's of deceased 1st plaintiff.

Petitioner side enquiry heard. R1 called absent set exparte and the main suit is dismissed against R2 on 22.10.2024 and R3 served self sufficient and R3 called absent set exparte. On perusal of records this petition has filed to Under order 22 Rule 3 of CPC to implead the LR's of deceased 1st plaintiff. 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

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order to give a chance to the petitioner 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 Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically. Call on 23.09.2025.

This order pronounced by me in the open court, on this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,

Oddanchatram.

Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side witnesses	:	Nil
Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side Documents	:	Nil
1, 2 Respondents / 1, 2 Defendants side witnesses	:	Nil
1, 2 Respondents / 1, 2 Defendants side Documents	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side witnesses	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side Documents	:	Nil

Subordinate Judge,

Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

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

Subordinate Judge, Oddanchatram.

Thursday, the 21<sup>st</sup> day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.03/2025

in

O.S.No.214/2023

Mayilaththal (Died), Age 60/2023, W/o.Palanisamygounder, D.No.1/350, Pushpathoor,  
Palani Town. ... Petitioner / Plaintiff

N.Palanisamy gounder, Age 85/2025, S/o.Late.Nachimuthugounder, Near Vanjiyamman  
Kovil Street, North Street, Pushpathoor Village, Thalaioothu Post, Palani Taluk, Dindigul  
District. ... Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal, Age 67/2025, W/o.Palanigounder, Devathadivalasu, Thoppampatti  
Post, Palani Taluk, Dindigul District.

02. Ramaththal, Age 57/2025, W/o.Karuppusamygounder, Sankarappagounder Thottam,  
Kallimandhayam, Kallimandhayam Post, Oddanchatram Taluk, Dindigul District.

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy, Age 40/2025, S/o.N.Palanisamygounder, North Street, Pushpathoor  
Village, Thalaioothu Post, Palani Taluk, Dindigul District.

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Order 22  
Rule 3 and Section 151 of C.P.C to implead the LR's of deceased 1st plaintiff.

Date of Petition : 10.07.2025, 23.07.2025

Stamp on Petition : Rs.20/-

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This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plaintiff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

Cost List Details	Petitioner / Proposed 2 <sup>nd</sup> Plaintiff Rs.	Respondents / Defendants Rs.
Stamp on Petition	Rs.20/-	
	Cost list not filed	

Given under my hand and seal of this court this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,  
Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

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

Subordinate Judge, Oddanchatram.

Thursday, the 21<sup>st</sup> day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.02/2025

in

O.S.No.214/2023

Mayilaththal (Died)

...

Petitioner / Plaintiff

N.Palanisamy gounder

...

Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal

02. Ramaththal

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plaintiff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

### ORDER

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Order 22 Rule 9 and Section 151 of C.P.C to abatement for Plaintiff died.

Petitioner side enquiry heard. R1 called absent set exparte and the main suit is dismissed against R2 on 22.10.2024 and R3 served self sufficient and R3 called absent set exparte. On perusal of records this petition has filed to Under order 22 Rule 9 of CPC to abatement for Plaintiff 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

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give a chance to the petitioner / Plaintiff 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 Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically. Call on 23.09.2025.

This order pronounced by me in the open court, on this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,

Oddanchatram.

Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side witnesses	:	Nil
Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side Documents	:	Nil
1, 2 Respondents / 1, 2 Defendants side witnesses	:	Nil
1, 2 Respondents / 1, 2 Defendants side Documents	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side witnesses	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side Documents	:	Nil

Subordinate Judge,

Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

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

Subordinate Judge, Oddanchatram.

Thursday, the 21<sup>st</sup> day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.02/2025

in

O.S.No.214/2023

Mayilaththal (Died), Age 60/2023, W/o.Palanisamygounder, D.No.1/350, Pushpathoor,  
Palani Town. ... Petitioner / Plaintiff

N.Palanisamy gounder, Age 85/2025, S/o.Late.Nachimuthugounder, Near Vanjiyamman  
Kovil Street, North Street, Pushpathoor Village, Thalaioothu Post, Palani Taluk, Dindigul  
District. ... Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal, Age 67/2025, W/o.Palanigounder, Devathadivalasu, Thoppampatti  
Post, Palani Taluk, Dindigul District.

02. Ramaththal, Age 57/2025, W/o.Karuppusamygounder, Sankarappagounder Thottam,  
Kallimandhayam, Kallimandhayam Post, Oddanchatram Taluk, Dindigul District.

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy, Age 40/2025, S/o.N.Palanisamygounder, North Street, Pushpathoor  
Village, Thalaioothu Post, Palani Taluk, Dindigul District.

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Order 22  
Rule 9 and Section 151 of C.P.C to abatement for Plaintiff died.

Date of Petition : 10.07.2025, 23.07.2025

Stamp on Petition : Rs.20/-

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This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plaintiff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

Cost List Details	Petitioner / Proposed 2 <sup>nd</sup> Plaintiff Rs.	Respondents / Defendants Rs.
Stamp on Petition	Rs.20/-	
	Cost list not filed	

Given under my hand and seal of this court this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,  
Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

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

Subordinate Judge, Oddanchatram.

Thursday, the 21<sup>st</sup> day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.01/2025

in

O.S.No.214/2023

Mayilaththal (Died)

...

Petitioner / Plainitff

N.Palanisamy gounder

...

Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal

02. Ramaththal

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plainitff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

### ORDER

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Section 5 of Limitation Act to condone the delay of 331 days.

Petitioner side enquiry heard. R1 called absent set exparte and the main suit is dismissed against R2 on 22.10.2024 and R3 served helf sufficient and R3 called absent set exparte. On perusal of case records this petition has filed to Under Section 5 of Limitation Act to condone the delay of 331 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

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order to give a chance to the petitioners 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 Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically. Call on 23.09.2025.

This order pronounced by me in the open court, on this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,

Oddanchatram.

Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side witnesses	:	Nil
Petitioner / Proposed 2 <sup>nd</sup> Plaintiff side Documents	:	Nil
1, 2 Respondents / 1, 2 Defendants side witnesses	:	Nil
1, 2 Respondents / 1, 2 Defendants side Documents	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side witnesses	:	Nil
3 <sup>rd</sup> Respondent / Proposed 3 <sup>rd</sup> Defendant side Documents	:	Nil

Subordinate Judge,

Oddanchatram.

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

Subordinate Judge, Oddanchatram.

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திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆவணி மாதம் 05-ம் நாள்

I.A.No.01/2025

in

O.S.No.214/2023

Mayilaththal (Died), Age 60/2023, W/o.Palanisamygounder, D.No.1/350, Pushpathoor,  
Palani Town. ... Petitioner / Plaintiff

N.Palanisamy gounder, Age 85/2025, S/o.Late.Nachimuthugounder, Near Vanjiyamman  
Kovil Street, North Street, Pushpathoor Village, Thalaioothu Post, Palani Taluk, Dindigul  
District. ... Petitioner / Proposed 2<sup>nd</sup> Plaintiff

/ Vs/

01. Karuppaththal, Age 67/2025, W/o.Palanigounder, Devathadivalasu, Thoppampatti  
Post, Palani Taluk, Dindigul District.

02. Ramaththal, Age 57/2025, W/o.Karuppusamygounder, Sankarappagounder Thottam,  
Kallimandhayam, Kallimandhayam Post, Oddanchatram Taluk, Dindigul District.

... 1, 2 Respondents / 1, 2 Defendants

03. Ramasamy, Age 40/2025, S/o.N.Palanisamygounder, North Street, Pushpathoor  
Village, Thalaioothu Post, Palani Taluk, Dindigul District.

... 3<sup>rd</sup> Respondent / Proposed 3<sup>rd</sup> Defendant

Petition filed on behalf of the Petitioner / Proposed 2<sup>nd</sup> Plaintiff Under Section 5 of  
Limitation Act to condone the delay of 331 days.

Date of Petition : 10.07.2025, 23.07.2025

Stamp on Petition : Rs.20/-

..2..

This petition is coming on 10.07.2025 before me in the presence of Thiru.V.Manikandan Counsel for the Petitioner / Proposed 2<sup>nd</sup> Plaintiff and Plaintiff is died and R1, R3 are called absent set exparte and the main suit is dismissed against R2 and upon perusing the case records, having stood over for consideration, this court delivers the following.

**DECREETAL ORDER**

The Petitioner / Proposed 2<sup>nd</sup> plaintiff to pay the cost of Rs.500/- (Rupees Five Hundred only) to the Taluk Legal Services Authority, Oddanchatram on or before 22.09.2025. On failure this petition shall stand dismissed automatically.

**SCHEDULE OF PROPERTY**

NIL

**DETAIL OF COSTS**

Cost List Details	Petitioner / Proposed 2 <sup>nd</sup> Plaintiff Rs.	Respondents / Defendants Rs.
Stamp on Petition	Rs.20/-	
	Cost list not filed	

Given under my hand and seal of this court this the 21<sup>st</sup> day of August 2025.

Subordinate Judge,  
Oddanchatram.