

IN THE COURT OF THE DISTRICT JUDGE, NAGAPATTINAM.

Present: Thiru. T. H. Mohammed Farooq, M.A. M.L.,
District Judge.

Friday, the 07th day of August 2026

I.A.No. 05/2026 & I.A.No.06/2026 IN O.S.No.13/2016
(CNR.No.TNNG010000442016)

1. Kalaiselvi
2. Poovalagi
3. Somasundaram

.... Petitioner in I.A.05/26 and
Defendants nos. 6, 8 & 9.

1. Kavitha

....Petitioner in I.A.06/26 and
7th Defendant

-VS-

1. K. Gomathi
2. Danarasan
3. Vadamalai
4. S. Krishnamoorthy (Died)
5. Parvathy
6. Revathy
7. Tamilarasi
8. Abirami
9. Jagadheeswari
10. Vishnupriya
11. Minor Sundar represented
by his natural guardian and his
mother 10th defendant

....Respondents/Defendants

These petitions came up today i.e. 07.08.2026 before me in the presence of Selvi. P. Lakshmipriya Advocate for the petitioners in both the petitions and of G. Pandian Advocate for the 1st respondent, Thiru. V. Arasu

Advocate for the defendants nos 1, 2, 4, 10, 11 and Thiru. Karthikeyan for the 5th defendant and the defendants 12 to 14 were remained absent and set exparte and after hearing both sides and perusing the records, this court delivers the following . . .

COMMON ORDER

I.A.No. 05/2026

This petition is filed by the petitioners under order 9 rule 7 and section 151 of CPC to set aside the exapte order passed against the petitioners on 10.02.2017 .

I.A.No.06/2026

This petition is filed by the petitioners under order 9 rule 7 and section 151 of CPC to set aside the exapte order passed against the petitioner on 24.03.2017

2. Notice was given to the advocate on record for the contesting respondents and the learned counsels for the respondents made No Objection endorsement.

3. The petitioners in I.A.05/26 are the defendants nos 6 to 9 in the original suit. The petitioner in I.A.06/26 is the 7th defendant in the original suit. The suit is filed by the 1st respondent/plaintiff for partition. These petitioners was set exparte on 10.02.2017 and 24.03.2017. Now this petition is filed to set aside the exparte order. The respondents has made no objection endorsement. The parties are going to enter into compromise and

settle the partition suit amicably. Therefore, they want to set aside the exappte order for participate in the suit for settle the matter to that effect. The parties have also filed written statement today. Hence, considering the facts and circumstance and inview of the endorsement made the learned counsels for the respondents , in the interest of justice this court is inclined to allow both the petitions.

In the result, the petitions in I.A.NO. 05/26 and I.A.NO.06/264 are allowed.

// Dictated to the Stenographer by me, taken down, transcribed and typed by him, corrected and pronounced by me, in the Open Court, this the 07st day of August, 2026.//

Sd/- T.H.Mohammed Farooq
DISTRICT JUDGE,
NAGAPATTINAM.

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