

IN THE COURT OF THE ADDITIONAL SUBORDINATE JUDGE, TIRUCHENGODE

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

Additional Subordinate Judge, Tiruchengode.

Monday, the 28th day of October 2024

திருவள்ளூர் ஆண்டு 2055 குரோதி வருடம் ஐப்பசி மாதம் 11 -ஆம் நாள்

I.A.No.05/2024

in

O.S.No.534/2022

R.Uma Maheshwari

.... Petitioner/Defendant

/Vs/

Karthickraj

.... Respondent/Plaintiff

This Petition is coming on 28.10.2024 before me in the presence of Thiru.N.V.Selvakumaran Counsel for the Petitioner/Defendant and upon perusing the case records, having stood over for consideration, this court delivers the following:

ORDER

Petition filed on behalf of the Petitioner/Defendant Under Order 9 Rule 7 of C.P.C., to order to set aside the ex parte order against the respondent on 03.07.2023.

Both side enquiry heard. Records perused. This petition has filed by petitioner / Defendant to set aside the ex parte order passed against him on 03.07.2023. Respondent/ Plaintiff side endorsed as Petition may be Allowed on terms. The main suit has been filed by plaintiff for the relief of Recovery of money. 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 Petitioner / Defendant and in the interest of justice and as per the Audi Alteram Partem Principle, this court inclined to allow this petition on payment of cost.

In fine,

The Petitioner/Defendant is directed to pay the cost of Rs.1000/- (Rupees One Thousand only) to the Respondent / Plaintiff on or before

11.11.2024. On failure this petition shall stand dismissed automatically.

Call on 12.11.2024.

This Order pronounced by me in the open court, on this the 28th day of October 2024.

Additional Subordinate Judge,
Tiruchengode.

Petitioner/Defendant side witnesses : Nil

Petitioner/Defendant side documents : Nil

Respondent/Plaintiff side witnesses : Nil

Respondent/Plaintiff side documents : Nil

Additional Subordinate Judge,
Tiruchengode.

IN THE COURT OF THE ADDITIONAL SUBORDINATE JUDGE, TIRUCHENGODE

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

Additional Subordinate Judge, Tiruchengode.

Monday, the 28th day of October 2024

திருவள்ளூர் ஆண்டு 2055 குரோதி வருடம் ஐப்பசி மாதம் 11 -ஆம் நாள்

I.A.No.05/2024

in

O.S.No.534/2022

R.Uma Maheshwari(47) W/o Sudhakar,
No.19-1, Vairamani Complex,
Naduvalavu, Near Mariamman Temple,
Alampalayam Post, Palliapalayam Village,
Komarapalayam Taluk,
Namakkal District

.... Petitioner/Defendant

/Vs/

Karthickraj(36) S/o Rajendran,
Door No.45C5-1, Narayana Nagar,
Municipal School Street,
Kumarapalayam Town,
Namakkal District

.... Respondent/Plaintiff

Petition filed on behalf of the Petitioner/Defendant Under Order 9 Rule 7 of C.P.C., to order to set aside the ex parte order against the respondent on 03.07.2023.

Date of Petition : 06.09.2024

Stamp on Petition : Rs.20/-

This Petition is coming on 28.10.2024 before me in the presence of Thiru.N.V.Selvakumaran Counsel for the Petitioner/Defendant and upon perusing the case records, having stood over for consideration, this court delivers the following:

DECREETAL ORDER

The Petitioner/Defendant is directed to pay the cost of Rs.1000/- (Rupees One Thousand only) to the Respondent / Plaintiff on or before 11.11.2024. On failure this petition shall stand dismissed automatically. Call on 12.11.2024.

SCHEDULE OF PROPERTY-NIL

DETAIL OF COSTS

Cost list Details	Petitioner/Defendant Rs.	Respondent/Plaintiff Rs.
Stamp on Petition	Rs.20/-	
	Cost list not filed	

Given under my hand and seal of this court this the 28th day of October 2024.

Additional Subordinate Judge,
Tiruchengode.