

I.A.No.4/2024
in
O.S.No.7/2024

D.D.03.12.2024:

Order Pronounced.

This application is filed to set aside the exparte order passed against the 2nd defendant.

2. This petitioner/2nd defendant appeared in person after service of summons in the suit and he was granted time to engage counsel from 27.03.2024 to 26.07.2024. But the petitioner/2nd defendant did not engage any counsel and was appearing before the Court. Further on 26.07.2024, the petitioner was set exparte for not filing vakalath and he did not appear before the Court on that day.

3. The reason alleged by the petitioner/2nd defendant for his failure to appear before the Court on that day in time is due to bus breakdown and thereby he was not able to reach the Court in time. However, now the

petitioner/2nd defendant has come forward with vakalath. With a view to give an opportunity to the petitioner/2nd defendant to contest the case on merits, this Court considers that this petition can be allowed.

4. In the result, this petition is allowed. No cost.

Principal District Judge,
Perambalur.

