

IN THE COURT OF THE DISTRICT MUNSIF, TIRUTTANI

**Present : Tmt. R.D. Gurulakshmi, M.A., M.L., P.G.D.I & C.L.,
District Munsif, Tiruttani.**

Dated the Thursday of 28th Day of November 2024

I.A.No.4/2024 in OS.No.61/2012

(CNR.No.TNTR21-000057-2012)

...

1. Selvaraj, aged about 58 years, S/o. Kannan @ Krishnan, Residing at No.1/1, Nagalapuram Road, Near byepass, Nagari town, Chittoor District.
2. John, aged about 56 years, S/o. Kannan @ Krishnan, Residing at No.61/A, 1st Street, Kalivari Kandigai, Arakkonam. ... Petitioners/ Plaintiffs

/Versus/

1. Jeeva(died), aged about 45 years, W/o. Jayaraj, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
2. Reeta, aged about 42 years, W/o. Rajasekar, D/o.Jayaraj, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
3. Yoburaj, aged about 39 years, S/o. Jayaraj, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
4. Chandra (died), aged about 62 years, W/o. Arpudanantham, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
5. Kasthuri, aged about 45 years, W/o. Jayaraj, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
6. Sigamani (died), aged about 58 years, S/o. Kannan @ Krishnan, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
7. Jayacandran, aged about 40 years, S/o. Veerasamy, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
8. Marriammal (died), aged about 70 years, W/o. Venkatasamy, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
9. Selvi, aged about 48 years, W/o. Sigamani, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
10. Naleena, aged about 28 years, D/o. Sigamani, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
11. Vinoth, aged about 26 years, S/o. Sigamani, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
12. Rajalakshmi, aged about 24 years, D/o. Sigamani, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.

13. Keniyammal (died), aged about 52 years, W/o. Arumugam, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.
14. Lakshmi, aged about 50 years, W/o. Shanmugam, Residing at Big Street, Dharanivaragapuram village, Tiruttani Taluk, Tiruvallur District.

... Respondents/ Defendants

The petition is filed by the petitioner under order 9 Rule 9 of CPC to restore the suit which was dismissed for default on 01.08.2024.

This Petition is presented before this court on 12.08.2024.

A court fee of Rs.20/- affixed on the Petition.

This petition came up before me for the final hearing on 19.11.2024 in the presence of M/s. V. Subramani, Advocate for Petitioners/ Plaintiffs, 1, 4, 6, 8, 13 petitioners were died, 2, 3,5,9 to 12 respondents/defendants were exparty in suit, M/s. C.A. Natarajan, Advocate for 7th Respondent/ Defendant. Upon hearing both sides and having stood over for consideration till this day, this court delivered the following:

DECREETAL ORDER

1. That the Petition be and the same is hereby allowed on condition that the petitioner has to pay a cost of Rs.1,000/- to the 7th respondent on or before 10.12.2024 failing which this petition stands dismissed.
2. Call on 10.12.2024.

Schedule of costs.

Petitioners side cost memo not filed.

Respondents side cost memo not filed.

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

Sd/- R.D. Gurulakshmi
District Munsif
Tiruttani.