



WEB COPY

CMP No. 30021 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-12-2025

CORAM

THE HONOURABLE DR.JUSTICE R.N.MANJULA

CMP No. 30021 of 2025

in SA No.317 of 2012

1. RANGASAMY

S/o. Dharmalinga Padyatchi, Salakarai,
Periyakrishnapuram, Majra,
Udayarpalayam Taluk, Ariyalur Dt.

Appellant(s)

Vs

1. Chakkaravarthy (Deceased)

1. Alamelu

W/o. Ramalinga Padayatchi, Periyar
Nagar, Viruthachalam, Cuddalore Dt.

2.Rajalakshmi

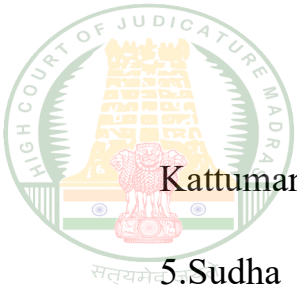
W/o. Rathina Padayatchi,
Chinnamanalmedu, kattumannarkudi
Taluk, Cuddalore Dt.

3.Chithra

W/o. Selvanayagam, Kattuputhur,
Viruthachalam, Cuddalore Dt.

4.Thenmozhi

W/o. Ravi, Chinnamanalmedu,



Kattumannarkudi Taluk, Cuddalore Dt.

5.Sudha

WEB D/o. Kasirajan, Chinnamanalmedu,
Kattumannarkudi Taluk, Cuddalore Dt.

6.C. Padmavathi

S/o. Late. Chakravarthi, Salakkarai,
Udayarpalayam Taluk, Ariyalur Dt.

7.C. Soundararajan

S/o. Late. Chakravarthi, Salakkarai,
Udayarpalayam Taluk, Ariyalur Dt.

8.C. Sankar

S/o. Late. Chakravarthi, Salakkarai,
Udayarpalayam Taluk, Ariyalur Dt.

9.C. Sundari

D/o. Late. Chakravarthi, Salakkarai,
Udayarpalayam Taluk, Ariyalur Dt.

10.C. Sivaraman

S/o. Late. Chakravarthi, Salakkarai,
Udayarpalayam Taluk, Ariyalur Dt.

Respondent(s)

PRAYER: Civil Miscellaneous Petition is filed to set aside the Order dated 14.06.2024 in SA No.317 of 2012 and restore the Second appeal on file and same may be posted for arguments.

For Appellant(s): Mr.C.Parthiban

For Respondent(s): M/s G.Anabayachozhan



for R1 to R6

ORDER

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This petition is filed to set aside the order dated 14.06.2024 in SA No.317 of 2012 and restore the Second appeal on file.

2. The learned counsel for the petitioner submitted that due to some miscommunication / lack of communication, he was not aware of the death of the parties and that has resulted in confusion.

3. The respondent has also got no objection to allow this petition and to restore the second appeal which was dismissed for default on 14.06.2024. The delay in filing this petition has already been condoned by this Court vide order dated 22.09.2025. Hence, in the interest of justice and in order to allow the parties to contest the matter on merits, I feel this petition should be allowed.

4. Accordingly, this Civil Miscellaneous Petition is allowed and the order



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dated 14.06.2024 made in S.A.No.317/2012 is set aside and the Second Appeal is restored on file.

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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R.N.MANJULA J.

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