

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Fifteenth day of June Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice C.SARAVANAN

CRP(MD) No.1375 of 2023
and
CMP(MD) No.6827 of 2023

R.VASANTHA ... Petitioner / Petitioner / Defendant
Vs

RAMAKRISHNAN ... Respondent / Respondent / Plaintiff

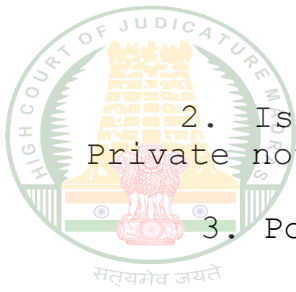
Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the fair and decreetal order dated 22-02-2023 passed in I.A.No.2 of 2022 in O.S.No.98 of 2018 on the file of Additional Subordinate Judge, Dindigul by allowing the civil revision petition.

Prayer in CMP(MD). 6827/ 2023 :

To stay all further proceedings present to E.P.No.44 of 2021 in O.S.No.98 of 2018 on the file of Additional Subordinate Judge, Dindigul, pending disposal of this civil revision petition.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.R.PARANJOTHI, Advocate for the petitioner, the court made the following order:-

Although the petitioner has been negligent in not complying with the order that was passed in I.A.No.1 of 2019 setting the petitioner *ex parte* by paying a sum of Rs.500/- awarded as cost and allowing the suit to be decreed on 14.11.2019 and not taking any steps for setting aside the *ex parte* decree passed on 14.11.2019. It appears to have a good case. Therefore, there shall be an order of interim stay of all further proceedings in E.P.No.44 of 2021 in O.S.No.98 of 2018 before the learned Additional Subordinate Judge, Dindigul subject to the petitioner deposit a sum of Rs.3,30,000/- to the credit of the above suit within a period of four weeks from the date of receipt of copy of the order. In case, the petitioner fails to pay the amount within such time, this order shall stand vacated *sine die* with liberty to the respondent to proceed further in E.P.No.44 of 2021.



CRP(MD)



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2. Issue notice to the respondent returnable by four weeks.
Private notice is also permitted.

3. Post after four weeks.

WEB COPY

sd/-
15/06/2023

/ TRUE COPY /

/06/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SN

To

The Additional Subordinate Judge,
Dindigul.

+1CC to M/s.K.R.BADURUS ZAMAN, Advocate SR-8930(I), dated 16.06.2023

ORDER
IN
CRP (MD) No.1375 of 2023
and
CMP (MD) No.6827 of 2023
Date :15/06/2023

ED/BUC/SAR- (23/06/2023) 2P 3C