



CMP(MD) NO. 8463 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12-03-2026

CORAM

THE HONOURABLE MR JUSTICE P.B. BALAJI

CMP(MD) NO. 8463 of 2025

IN

SA(MD) SR NO. 44463 OF 2025

1. Muniyasamy
S/o.Vellaiyan
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

Petitioner(s)

Vs

1. Sakthivel (died) (Substituted by) K.Balakrishnan,
S/o.Kupusamy
President of
Peraiyur Poovaisiya Indirakula
Velalar Sangam
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

2. Velusamy (Died) (Substituted by) T.Kannusamy
S/o.Thavasi
Secretary of
Peraiyur Poovaisiya Indirakula
Velalar Sangam
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

Respondents are substituted in the place of 1st and 2nd Respondents vide court order dated 20.02.2026 made in CMP(MD)No.1350 of 2026 in CMP(MD)No.8463 of 2025 in SA(MD) SR.No.44463 of 2025 by KMSJ.



3. Rasaiya
Treasurer of
Peraiyur Poovaisiya Indirakula velalar Sangam
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

4. Chelladurai
Executive member of
Peraiyur Poovaisiya Indirakula velalar Sangam
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

5. Niraikulathan
Advisor of
Peraiyur Poovaisiya Indirakula velalar Sangam
Peraiyur Village
Kamuthi Taluk
Ramanathapuram District.

Respondent(s)

For Petitioner(s):

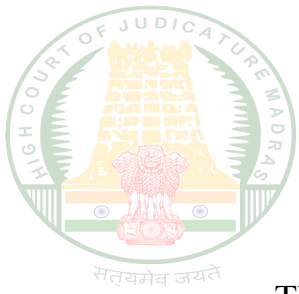
M/s. V.Muruganandam
S.Balakrishanan

For Respondent(s):

M/s.Ajmal Associates
V.George Raja
M.Mohamed Ibram Saibu
For R1 & R2 Sr.6209 Dt13.02.2026
For R3 & R4 Sr.27429 Dt.08.07.2025
For R5 Sr.27431 Dt.08.07.2025
Memo Filed Dt 20/01/2026 Usr2413
Counter Filed Usr. 2414 Dt 20.01.2026

Prayer:

To condone the delay of 90 days in filing the above Second appeal in
SA(MD) Sr.44463 of 2025 and thus render justice.



ORDER

The delay of 90 days in filing the Second Appeal is sought to be condoned.

2.I have heard Mr.V.Muruganandam learned Counsel for the petitioner and Mr.V.George Raja, learned Counsel for the contesting respondents.

3.Learned Counsel for the petitioner took me through the affidavit filed in support of the application, especially paragraph No.6. I find that the petitioner has made out sufficient cause entitling him for condonation of delay under Section 5 of the Limitation Act.

4.Though learned Counsel for the respondents would state that the delay has not been satisfactorily explained and does not fulfil the mandate of Section 5, I find from the affidavit filed in support of this petition that the petitioner has made out just and sufficient cause. Hence, I am inclined to entertain this petition. At the same time, in order to compensate the prejudice caused to the respondents, this Civil Miscellaneous Petition is allowed on payment of a cost of Rs.2,500/- to the learned Counsel for the respondents.

5.Post on **30.03.2026**, “for reporting compliance”.

MR

12-03-2026



To

1. Sakthivel (died) (Substituted by) K.Balakrishnan,

S/o.Kupusamy

President of

Peraiyur Poovaisiya Indirakula

Velalar Sangam

Peraiyur Village

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