

CMP(MD) No.19736
in SA(MD) SR No.3442 of 2024

WEB COPY

DATED: 05-02-2026

CORAM

THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

C.M.P(MD) No.19736 of 2025
in
S.A(MD)SR No.3442 of 2024

1.A.Palaniyandi

2.A.Periyasamy

: Petitioners

Vs

V.Sevathal Achi (died)

P.V.Veeran Chetty (died)

1.Malai Raja

2.Selvam @ Karppayee

3.Valarmathi

4.P.Subbiah

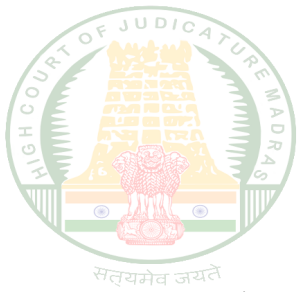
: Respondents

PRAYER : This Civil Miscellaneous Petition filed under Order IV Rule 9 (4) of AS Rules, to condone the delay of 635 days in representing the second appeal in SA(MD)SR No.3442 of 2024.

For Petitioners : Mr.J.Barathan,

For Respondents : Mr.L.Shaji Chellan, for R1 to R3.

: No Appearance, for R4.



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ORDER

The above petition has been filed seeking orders to condone the delay of 635 days in representing the second appeal in SA(MD)SR No.3442 of 2024.

2. Despite receipt of notice through Court and privately, the fourth respondent has not turned up.

3. Heard the learned counsel appearing for the petitioners as well as the learned counsel appearing for the respondents 1 to 3.

4. The learned counsel appearing for the respondents 1 to 3 would submit that they are leaving it to the discretion of the Court.

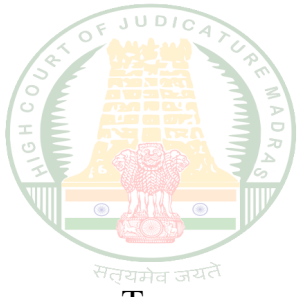
5. Considering the facts and circumstances and taking note of the submissions made by the learned counsel on either side, this Court is inclined to condone the delay, but on terms. Hence, this petition will be allowed on payment of cost of Rs.1,000/- (Rupees Thousand only) by the petitioner, to the Madurai Bench of Madras High Court Advocates Welfare Fund [Indian Bank High Court Branch, Madurai, Current Account No.7087208431, IFSC IDIBI000H040], on or before 13.02.2026, failing which, the petition shall stand dismissed automatically.

6. Post the matter on 16.02.2026, 'for reporting compliance'.

05-02-2026

das

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*CMP(MD) No.19736
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The Officer Incharge,
Advocates Welfare Fund,
Madurai Bench of Madras High Court,
Madurai.