



CMP(MD) No.19848
in SA(MD) SR No.75859 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09-02-2026

CORAM

THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

C.M.P(MD) No.19848 of 2025

in

S.A(MD)SR No.75859 of 2025

1.Velusamy

2.Subbiah

: Petitioners

(The appellants are represented through
their power agent namely, Thirumanipandiayan.

Vs

1.Balasubramanian

2.Arumugam

: Respondents

PRAYER : This Civil Miscellaneous Petition filed under Order XLI Rule 3 (A) r/w Section 5 of Limitation Act, to condone the delay of 182 days in filing the appeal against the judgment and decree, dated 11.11.2024 passed in A.S.No.34 of 2019 on the file of the Sub Court, Kovilpatti, confirming the judgment and decree, dated 30.01.2019 in O.S.No.59 of 2013 on the file of the learned District Munsif, Court Kovilpatti.

For Petitioners : Mr.S.Kumar

For Respondents : Mr.S.Pon Senthil Kumaran, for R2.

: No Appearance, for R1.



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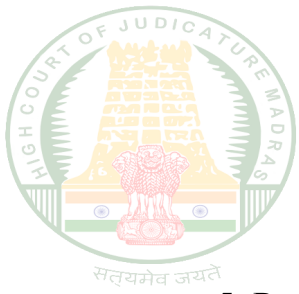
ORDER

The above petition has been filed seeking orders to condone the delay of 182 days in preferring the appeal against the judgment and decree, dated 11.11.2024 passed in A.S.No.34 of 2019 on the file of the Sub Court, Kovilpatti, confirming the judgment and decree, dated 30.01.2019 in O.S.No.59 of 2013 on the file of the learned District Munsif, Court Kovilpatti.

2. Heard the learned counsel appearing for the petitioners as well as the learned counsel appearing for the second respondent.

3.The learned counsel for the second respondent would submit that they are leaving it to the discretion of the Court.

4.Considering the facts and circumstances and also the reasons assigned 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 petitioners, 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 19.02.2026, failing which, the petition shall stand dismissed automatically.



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5. Post the matter on 20.02.2026, ' for reporting compliance'.

09-02-2026

das

To

The Officer Incharge,
Advocates Welfare Fund,
Madurai Bench of Madras High Court,
Madurai.