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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 20-11-2026**

CORAM

**THE HON'BLE MR.JUSTICE S. SOUNTHAR**

**CMP No. 23598 of 2026 in**
**CRP Sr No.136789 of 2026**

M.Chandran
S/o M.Madhuraj,
No.53, Arunachalam Street,
Chindatripet, Chennai- 600002.
Also having Tailoring shop at
No.99, V.M.Street, Mylapore,
Chennai- 600 004.

..Appellant(s)

Vs

1. Ajmunissa Waqf Alal
   Aulad Trust by its trustess

2. Ajumunnissa,
   residing at No.97,Coral Mechant Street,
   Chennai- 600 001.

3. Raqzia Sultana
   residing at No.97,Coral Mechant Street,
   Chennai- 600 001.

4. Badru Jehan
   residing at No.97,Coral Mechant Street,
   Chennai- 600 001.

..Respondent(s)

Prayer: To condone the delay of 273 days in filing the above CRP.SR.No.136789 of 2026 before this Honble Court.

For Appellant(s): Mr. R.Murugesan

For Respondent(s): Mr.S.Krishnamoorthy



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**ORDER**

This Civil Miscellaneous Petition has been filed to condone the delay of 273 days in filing the civil revision petition.

2. The learned counsel for the respondents filed a counter.

3. In the affidavit filed in support of the condone delay petition, it is stated by the petitioner that due to his old age and Diabetic condition, the petitioner could not instruct his counsel suitably to file the civil revision petition in time.

4. The learned counsel for the respondents opposed this petition on the ground that the petitioner filed E.A.No.5 of 2025 in E.P.No.79 of 2023 before the Executing Court and contested the matter stoutly during the relevant point of time. Therefore, according to the counsel, the reasons assigned by the petitioner are not correct.

5. It is seen from the e-Court status filed by the petitioner in E.A.No.5 of 2025 in E.P.No.79 of 2023 that the petitioner was represented by his counsel. However, in the present petition, the petitioner pleaded illness and age related



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problems. Merely because the petitioner was represented by his counsel before the Court below at the relevant point of time, we cannot disbelieve the assertion made by the petitioner in the affidavit.

Having regard to the length of delay and also the reasons assigned in the affidavit filed in support of this petition, this court is inclined to take a liberal view of the matter to condone the delay, on condition, the petitioner pays a sum of Rs.1,000/- (Rupees one thousand only) to the respondents, within a period of one week from today, failing which this civil miscellaneous petition shall stand dismissed automatically. If the petitioner complies the condition within the stipulated time, Registry is directed to number the civil revision petition, if it is otherwise in order and list the same for admission.

**20-11-2026**
(2/2)

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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**S.SOUNTHAR, J.**

**MST**

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**CRP Sr No.136789 of 2026**

**20-11-2026**
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