

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE S.SIRI JAGAN
&
THE HONOURABLE MR. JUSTICE K.RAMAKRISHNAN**

FRIDAY, THE 18TH DAY OF OCTOBER 2013/26TH ASWINA, 1935

MACA.No. 980 of 2005 ()

**AGAINST THE AWARD IN OPMV 1380/1998 of MOTOR ACCIDENTS CLAIMS TRIBUNAL,
PERUMBAVOOR.**
.....

APPELLANT/PETITIONER:

**GEO JOHN, S/O.D.L.JOHN,
OLIYAPURAM HOUSE, ANGAMALY P.O.**

BY ADV. SRI.JOSE THETTAYIL

RESPONDENT(S)/RESPONDENTS

**1. GEE VARGHESE.P.P., S/O.POULOSE,
PYNADATH HOUSE, KARUKUTTY P.O., NEEROLIPARA
PIN-683 576.**

**2. THE ORIENTAL INSURANCE CO.LTD.,
BRANCH OFFICE, RUKYABAGH, II FLOOR
M.G.ROAD, RAVIPURAM, COCHIN-682 016.**

R2 BY ADV. SRI.VPK.PANICKER

**THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING BEEN FINALLY HEARD
ON 18-10-2013, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

tss

S. Siri Jagan & K. Ramakrishnan, JJ.

M.A.C.A. No. 980 of 2005

Dated this, the 18th day of October, 2013.

J U D G M E N T

Siri Jagan, J.

The matter comes up in the defects list today. The defect is that notice issued to the 2nd respondent has been returned with the postal endorsement "addressee left the station". The defect was notified. Since the appellant did not cure the defect, the matter was posted before the Registrar (Judicial) on 6.9.2013, on which date, there was no representation for the appellant before the Registrar (Judicial). That is why the matter comes up in the defect list.

When the matter is taken up today, none appears for the appellant. Accordingly, the appeal is dismissed for non-prosecution.

Sd/- S. Siri Jagan, Judge.

Sd/- K. Ramakrishnan, Judge.

Tds/

[True copy]

P.S to Judge.