



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Friday, the Twentieth day of April Two Thousand Eighteen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

WEB COPY

CMP (MD) No.3771 of 2018

IN

CMA (MD) No.SR14967 of 2016

1 SARASPATHIE

2 KAMALAPATHY

... PETITIONERS/APPELLANTS

Vs

1 ANDIYAPPAN

2 THE ORIENTAL INSURANCE COMPANY LTD.,
THROUGH ITS BRANCH MANAGER,
OFFICE AT 2ND FLOOR,
NO.107 NAVALADIAN COMPLEX,
THANTHINDRIMALAI.

... RESPONDENTS/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to condone the delay of 726 days in representing the above Civil Miscellaneous Appeal and thus render justice.

PRAYER IN CMA(MD) No.SR14967 of 2016:

Memorandum of Civil Miscellaneous Appeal against the Judgment and Decree made in M.C.O.P.No.659 of 2014 on the file of the Motor Accident Claims Tribunal, (Special Sub Court), Tirunelveli, dated 16.03.2015.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T.SELVAKUMARAN, Advocate for the petitioner the court made the following order:-

This Petition has been filed to condone the delay of 726 days in re-presenting the above Civil Miscellaneous Appeal in CMA(MD)No.SR14967 of 2016.

2. Considering the reasons stated in the affidavit filed in support of the petition and also considering the length of delay, this Court is inclined to condone the delay, subject to the payment of cost of Rs.1000/- (Rupees One Thousand Only) to "Legal Aid Courts and Infrastructure Funds", Legal Aid Service Authority, attached to this Bench, within a period of one week from the



date of receipt of a copy of this order, failing which, this petition shall stand dismissed automatically, without any further reference to this Court.

3. This Petition is accordingly ordered. Registry is directed to number the appeal, if the papers are otherwise in order, after showing the proof of deposit and post the appeal on 04.06.2018, along with CMA(MD)No.55 of 2016.

sd/-
20/04/2018

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE SPECIAL SUBORDINATE JUDGE,
MOTOR ACCIDENT CLAIMS TRIBUNAL,
TIRUNELVELI

COPY TO :1. THE AUTHOIRSED OFFICER,
LEGAL AID INFRASTRUCTURE FUNDS,
LEGAL AID SERVICE AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

2. THE SUB ASSISTANT REGISTRAR,
A.E. SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

GJM/RR/RNB/25.4.18-2P-4C

ORDER
IN
CMP(MD) No.3771 of 2018
IN
CMA(MD) No.SR14967 of 2016
Date :20/04/2018