



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

Wednesday, the Eleventh day of July Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.5822 of 2018

IN

CMA(MD) No.SR47187 of 2016

TAMIL NADU STATE TRANSPORT
CORPORATION (KUMBAKONAM) LIMITED,
THROUGH ITS MANAGING DIRECTOR,
NEW RAILWAY STATION
ROAD, KUMBAKONAM - 612 001.

... PETITIONER / APPELLANT

Vs

1 A. SIVAKUMAR
2 K. AYYAPPAN
3 THE DIVISIONAL MANAGER
NEW INDIA ASSURANCE COMPANY LIMITED,
NEAR ARASAMARAM PILLAYAR KOVIL,
KAMARAJ SALAI, MADURAI - 9.

... 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 558 days caused in representing the appeal in CMA.S.R.No.47187/2016 and thus render justice.

PRAYER IN CMA(MD) No.SR47187 of 2016:-

to allow this appeal, set aside the Award and decree made in M.C.O.P.No.1425/2014 dated 07.01.2016 on the file of the Motor Accident Claims Tribunal/ Special Sub Court, Madurai

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.P.PRABHAKARAN, Standing Counsel for TNSTC, for the petitioner the court made the following order:-

Heard.

This petition has been filed by the petitioner seeking to condone the delay of 558 days in representing the delay of 558 days in representing the above Civil Miscellaneous Appeal.

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.2000/- (Rupees two thousand only) to the Chief Justice Relief Fund, within a period of one week from the date of receipt of 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.

4. In the event of payment of cost, the Registry is directed to number the appeal, if it is in order and list the same "for admission" forthwith.

sd/-

11/07/2018

/ 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,
MADURAI

COPY TO:-

1 THE SECTION OFFICER,
ACCOUNTS SECTION, CHIEF JUSTICE RELIEF FUND,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

2 THE SECTION OFFICER,
A.E. SECTION, MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

+1. C.C. to M/S.P.PRABHAKARAN Advocate SR.No.12698

gcg

JAM/18/07/2018/ CSL/ASVM/2P-5C

ORDER

IN

CMP(MD) No.5822 of 2018

IN

CMA(MD) No.SR47187 of 2016

Date :11/07/2018