



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

Friday, the Twentieth day of July Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice K.RAVICHANDRABAABU
and
The Hon`ble Mrs.Justice T.KRISHNAVALLI

CMP(MD) No.6567 of 2018
IN
CMA(MD) No.SR 41172 of 2016

M/S.RELIANCE INDIA INSURANCE COMPANY LIMITED,
REP. THROUGH ITS BRANCH MANAGER
VANNARAPETTAI, SOUTH BYE PASS ROAD,
THIRUNELVELI CUSPA

... PETITIONER / APPELLANT

Vs

1 MS.CHITRA

2 MINOR OTRI MAHARASHI
S/O.RAMARPANDIAN ALIAS KUSELAN

3 MINOR SRI VARSHINI PRIYANGA
D/O RAMARPANDIAN ALIAS KUSELAN
(MINOR PETITIONERS THROUGH THEIR MOTHER
THE 1ST PETITIONER HEREIN)

4 SEETHIAMMAL

5 RAJKUMAR

6 NATARAJ

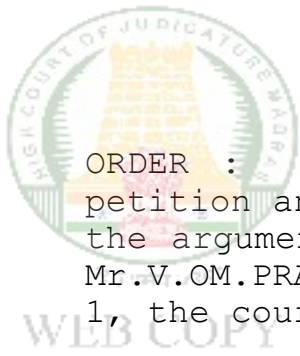
7 SRIRAM GENERAL INSURANCE COMPANY LIMITED,
EZEPIP RIILLO, SITAPURA,
JAIPUR ,RAJESTHAN-302 022

... 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 614 days in representation in the appeal in CMA(MD) SR.No.41172 of 2016 filed against the order and decree dated 01.06.2016 passed in MCOP No.26 of 2012 on the file of the Motor Accidents Claims Tribunal Judge/Subordinate Judge at Sankarankoil and thus render justice.

PRAYER IN CMA(MD) No.SR 41172 of 2016:-

to set aside the Judgment and decree passd by the Motor Accident Claims Tribunal Judge [Subordinate Judge] of Sankarankoil in MCOP.No.26/2012 dated 01.06.2016 and allow the appeal with costs and thus render justice.



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.V.SAKTHIVEL, Advocate for the petitioner and of Mr.V.OM.PRAKASH, Advocate for Caveator on behalf of the Respondent 1, the court made the following order:-

Mr.V.OM.Prakash, learned counsel takes notice for the first respondent.

Though the delay in responding the appeal papers is 614 days, this court is inclined to allow this application, subject to the condition that the petitioner / appellant pays a sum of Rs.1000/- towards cost to the first respondent, who entered appearance within Seven days from today, failing which, this petition shall stand automatically dismissed without further refernece to this Court.

sd/-
20/07/2018

/ TRUE COPY /

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

TO

THE SUBORDINATE JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL,
SANKARANKOIL

VSN
JAM/23/07/2018/ RR /SAR 1 2p-2c

ORDER
IN
CMP(MD) No.6567 of 2018
IN
CMA(MD) No.SR 41172 of 2016
Date :20/07/2018