



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

Thursday, the Eleventh day of October Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CMP (MD) No.9079 of 2018

IN

CMA (MD) No.SR39031 of 2018

TAMIL NADU STATE TRANSPORT
CORPORATION LIMITED,
TRIVANDRUM ROAD,
VANNARPETTAI, TIRUNELVELI 3.
THORUGH ITS GENERAL MANAGER.

... PETITIONER/APPELLANT

Vs

1 KRISHNAMMAL

2 MINOR M.MALLIKA

3 MINOR M.JOTHI

(MINOR RESPONDENTS 2 and 3 REPRESENTED
THROUGH THEIR MOTHER AND NEXT FRIEND THE
1st RESPONDENT HEREIN)

4 BALAMMAL

... RESPONDENTS/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to please to condone the delay of 137 days in filing the Civil Miscellaneous Appeal against the Award and Decree made in M.C.O.P.No.1628 of 2016 dated 20.10.2017 on the file of the Motor Accident Claims Tribunal / III rd Additional District Court, Tirunelveli and thus render justice.

Prayer in CMA(MD) No.SR39031 of 2018:-

To allow the appeal, set aside the award and decree made in M.C.O.P. No. 1628 of 2016 dated 20.10.2017 on the file of the Motor accident claims Tribunal/ III Additional District Court, Tirunelveli

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, Advocate for the petitioner and of MR.V.SASIKUMAR for R1 to R3 and R4 not appeared either in person or by an advocate ,the court made the following order:-

<https://hcservices.ecourts.gov.in/hcservices/>
This petition is filed to condone the delay of 137 days in filing/re-presenting the above said appeal.



2. Heard the learned counsel appearing for the petitioner.

3. Though the notice was served on the respondent No.4 and her name is also printed in the cause list, she has not chosen to appear either in person or through counsel.

3. Considering the contention of the learned counsel for the petitioner/s, the delay of 137 days is condoned on payment of cost of Rs.500/- (Rupees Five Hundred Only) to the Rojavanam, Homeless & Aged Care Centre, Melur Road, Uthangudi, Madurai, within a period of two weeks from the date of receipt of a copy of this order, failing which, this petition shall stand dismissed automatically, without further reference to this Court.

sd/-
11/10/2018

/ TRUE COPY /

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

TO
THE MOTOR ACCIDENT CLAIMS TRIBUNAL/
III ADDITIONAL DISTRICT JUDGE,
TIRUNELVELI

COPY TO:- THE OFFICER IN CHARGE,
ROJAVANAM, HOMELESS & AGED CARE CENTRE,
MELUR ROAD, UTHANGUDI, MADURAI.

ORDER
IN
CMP (MD) No.9079 of 2018
IN
CMA (MD) No.SR39031 of 2018
Date :11/10/2018

MSI/VR-MMS/SAR-II/15.10.2018-2P/3C