



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

Monday, the Twenty Fourth day of June Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.2833 of 2019

IN

CMA(MD) No.SR47418 of 2018

1 SIVAKAMI

2 MURUGAN @ PALANISAMY

(*) 3 RAMESH

... PETITIONERS/APELLANTS

**(*)A-3 is declared as major and
the guardianship is discharged as
per order dated 05.03.2019 in
cmp.11334/18 in CMASR.47418/18 by SRTJ.**

Vs

1 K.NATARAJ

2 THE MANAGER,
NEW INDIA ASSURANCE COMPANY LTD.,
60, WEST BOULEWARD ROAD,
TRICHIRAPALLI-620 008.

... RESPONDENTS/RESPONDENTS

(1st Respondent is set ex-parte in
Tribunal. Hence the 1st Respondent
may be Dispensed with)

Petition praying that in the circumstances stated therein
and in the affidavit filed therewith the High Court will be pleased
to pass an order to condone the delay of 1061 days in filing the
Civil Miscellaneous Appeal.

PRAYER in CMA(MD) No.SR47418 of 2018:

To modify the order passed by the Deputy Commissioner of
Labour, Dindigul made in W.C.No.113 of 2012 dated 20.10.2015 by
allowing the Civil Miscellaneous Appeal.

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.N.SUDHAGAR NAGARAJ, Advocate for the petitioner
and of MR.J.S.MURALI, Advocate on behalf of the 2nd Respondent, the
court made the following order:-

<https://hcservices.ecourts.gov.in/hcservices/>

MR.J.S.Murali, learned Counsel takes notice for the second
respondent.



2.This petition has been filed by the petitioners seeking to condone the delay of 1061 days in filing the above Civil Miscellaneous Appeal.

3.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.2,000/- (Rupees two thousand only) to the Legal Aid Service Authority, attached to this Bench, 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.

4.This petition is accordingly ordered.

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

sd/-
24/06/2019

/ TRUE COPY /

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

TO

THE DEPUTY COMMISSIONER OF LABOUR,
DINDIGUL.

COPY TO : THE OFFICER INCHARGE, LEGAL AID SERVICE AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO : THE SUB ASSISTANT REGISTRAR, AE SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. C.C. to M/S.N.SUDHAGAR NAGARAJ Advocate SR.No.

ORDER
IN
CMP (MD) No.2833 of 2019
IN
CMA (MD) No.SR47418 of 2018
Date :24/06/2019

msa

PK/PN/SAR-3/27.06.2019 : 2P/5C

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