



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)
Monday, the Tenth day of June Two Thousand Nineteen

PRESENT

WEB COPY

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.3969 of 2019
IN
CMA(MD) No.SR16041 of 2019

THE MANAGING DIRECTOR,
TAMILNADU STATE TRANSPORT CORPORATION LTD.,
(MADURAI DIVISION),
VANNARPETTAI, TIRUNELVELI.

... PETITIONER/ APPELLANT

Vs

C.INDRA RUTH THANGASELVAM

... RESPONDENT/ RESPONDENT

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 1513 days in filing the CMA against the judgment and decree dated 06.11.2014 made in MCOP.No.126/2014 on the file of the Motor Accident Claims Tribunal/II Additional District Court, Thoothukudi 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.P.MANOCHARAN, Advocate for the petitioner, and respondent not appeared either in person or by an advocate, the court made the following order:-

Heard.

2.This petition has been filed by the petitioner seeking to condone the delay of 1513 days in filing the above Civil Miscellaneous Appeal.

3.Despite notice being served on the respondent and her name is being printed in the cause list, there is no representation on behalf of the respondent either in person or through counsel.

4.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.3,000/- (Rupees three 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.



5.This petition is accordingly ordered.

6. 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.

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sd/-
10/06/2019

/ TRUE COPY /

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

TO
THE II ADDITIONAL DISTRICT JUDGE,
THE MOTOR ACCIDENT CLAIMS TRIBUNAL,
THOOTHUKUDI.

COPY TO:

1. THE SECTION OFFICER, (Chief Justice Relief Fund)
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

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

+1. C.C. to MR.P.PRABHAKARAN Advocate SR.No.9330

ORDER
IN
CMP (MD) No.3969 of 2019
IN
CMA (MD) No.SR16041 of 2019
Date :10/06/2019

MS/MMS/SAR-3/12.06.2019/2P.5C