



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

Thursday, the Twenty Fifth day of April Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice S.RAMATHILAGAM

CMP(MD) No.4231 of 2019

IN

CMA(MD) No.SR20629 of 2016

THE MANAGING DIRECTOR,
TAMIL NADU STATE TRANSPORT CORPORATION,
TIRUNELVELI.

... PETITIONER/ APPELLANT

Vs

1 JOTHILAKSHMI

2 VIJAYAKUMAR

3 MUTHUMARI

4 MINOR.HARSATH

5 MINOR.RUTHRANI

(THE RESPONDENTS 3 AND 4 ARE MINORS
REPRESENTED BY THEIR MOTHER AND
NATURAL GUARDIAN THE 1st RESPONDENT)

6 MARIMUTHU

(THE 6th RESPONDENT IS THE DRIVER OF
THE APPELLANT AND THAT THE NOTICE
MAY BE DISPENSED WITH)

7 P.PANDI

8 THE CLAIMS MANAGER,
TATA AIG GENERAL INSURANCE COMPANY LIMITED,
D.NO.2, ETHIRAJ ROAD,
EGMORE, CHENNAI-8.

... 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 1072 days caused in representing the appeal in CMA(MD)SR.No.20629 of 2016 and thus render justice.

PRAYER IN CMA(MD) No.SR20629 of 2016:

To allow this appeal, set aside the judgment and decree passed in M.C.O.P.No.251/2010 dated 29.01.2014 on the file of the Motor Accident Claims Tribunal/Chief Judicial Magistrate Court, Virudhunagar District @ Srivilliputhur.

ORDER : This petition coming on for orders upon perusing the ~~several documents and the~~ affidavit filed in support thereof and upon hearing the arguments of MR. P.PRABHAKARAN, Advocate for the petitioner, the court made the following order:-



This Civil Miscellaneous Petition has been filed to condone the delay of 1072 days in re-presenting the above said appeal.

2. Heard the learned counsel for the petitioner.

3. Being satisfied with the reasons stated in the affidavit filed in support of this petition, this petition is allowed with cost of Rs.2,000/-.

4. The petitioner is directed to pay a sum of Rs.2,000/- to the credit of Chief Justice Relief Fund, Madurai Bench of Madras High Court, Madurai, within a period of three weeks from the date of receipt of a copy of this order, failing which, the delay condoned by this Court shall stand vacated automatically. The Registry is directed to number the appeal and post the same in the normal course under the caption "for admission", if the papers are otherwise in order and after showing the proof of cost.

sd/-
25/04/2019

/ TRUE COPY /

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

TO

THE MOTOR ACCIDENT CLAIMS TRIBUNAL/
CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

COPY TO:

1 THE SECTION OFFICER,
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

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

ORDER
IN
CMP (MD) No.4231 of 2019
IN
CMA (MD) No.SR20629 of 2016
Date :25/04/2019