



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

Monday, the Twenty Fourth day of June Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.4289 of 2019

IN

CMA(MD) No.SR17450 of 2019

1 MINOR ALAGESWARI

2 VALARMATHI

(MINOR 1st APPELLANT/1st PETITIONER

REPRESENTED THROUGH ITS MATERNAL

GRANDMOTHER, NEXT FRIEND 2nd APPELLANT/

2nd PETITIONER VALARMATHI)

... PETITIONERS/APPELLANTS

Vs

1 S.GOVINDARAJ,

2 THE BRANCH MANAGER,

THE UNITED INDIA INSURANCE COMPANY LIMITED,
NO.54A, MYTHILI NIVAS, PALANI ROAD,
DINDIGUL-62401.

3 MARIMUTHU

... 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 168 days in filing the above Civil Miscellaneous Appeal against judgment and decree in M.C.O.P.No.643 of 2016 on the file of the Motor Accident Claims Tribunal, (Special Sub Court), Dindigul, dated 24.07.2018 and thus render justice.

PRAYER IN CMA(MD) No.SR17450 of 2019:

Pleased to allow this appeal and enhance the award amount in M.C.O.P.No.643 of 2016 on the file of the Motor Accident Claims Tribunal, (Special Sub Court) Dindigul, dated 24.07.2018.

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.A.SARAVANAN, Advocate for the petitioner and of Mr.N.SIVAKUMAR, Advocate for R2 and No Appearance either in person or by an Advocate for R1, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 168 days in filing the above Civil Miscellaneous Appeal.
<https://hcservices.ecourts.gov.in/hcservices/>



2.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.500/- (Rupees five hundred 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.

3.This petition is accordingly ordered.

4. 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 SPECIAL SUBORDINATE JUDGE,
MOTOR ACCIDENT CLAIMS TRIBUNAL,
DINDIGUL.

COPY TO:

- 1.THE AUTHORITY OFFICER,
LEGAL AID SERVICE,
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.4289 of 2019
IN
CMA (MD) No.SR17450 of 2019
Date :24/06/2019

TK/JC/SAR.3/27.06.2019/2P/4C