



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

Thursday, the Twentieth day of June Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.5129 of 2019

IN

CMA(MD) No.SR16694 of 2018

M/S.ORIENTAL INSURANCE COMPANY LIMITED,
(REP BY ITS BRANCH MANAGER)
2ND FLOOR, SRI VIJAY COMPLEX,
NEAR THENI BUS STAND,
THENI DISTRICT.

... PETITIONER/APPELLANT

Vs

1 E.NAGALAKSHMI

2 MINOR SUDHARSAN

3 MINOR SUREKHA

(MINORS 2nd & 3rd RESPONDENTS ARE
REP BY THEIR MOTHER AND GUARDIAN OF
1ST RESPONDENT NAGALAKSHMI)

4 V.RAMAR

... 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 363 days in representing the above CMA.SR.No.16694 of 2018 and thus render justice.

PRAYER IN CMA(MD) No.SR16694 of 2018:

Pleased to set aside the Award of Rs.10,31,000/- (Rupees Ten Lakhs Thirty One Thousand Only) passed in M.C.O.P.No.112/2012, dated 03.02.2018, on the file of the Motor Accidents Claims Tribunal cum Sub Judge, Periakulam.

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.K.BHASKARAN, Advocate for the petitioner, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 363 days in representing the above Civil Miscellaneous Appeal.



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.1,000/- (Rupees one 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.

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/-
20/06/2019

/ TRUE COPY /

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

TO

THE SUBORDINATE JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL, PERIYAKULAM.

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.5129 of 2019
IN
CMA(MD) No.SR16694 of 2018
Date :20/06/2019

TK/JC/SAR.2/26.06.2019/2P/4C