



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

Monday, the Twenty Sixth day of August Two Thousand Nineteen  
PRESENT

The Hon'ble Mrs. Justice J. NISHA BANU

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CMP(MD) No.7361 of 2019  
and  
CMA(MD) No. SR52919 of 2017

1 S. JEYALAKSHMI  
2 MIONR M. KAVIN SIVA  
REP. BY HIS MOTHER & NEXT FRIEND 1<sup>st</sup> PETITIONER  
  
K. SUYAMBULINGAM (DIED)

3 S. VADUVACHI  
4 S. MALA  
5 S. MALAR

... PETITIONERS/APPELLANTS

Vs

MANAGING DIRECTOR,  
TAMIL NADU STATE TRANSPORT COOPERATION LTD.,  
MADURAI DIVISION-II,  
NO.18, TIRUVANATHAPURAM ROAD,  
VANNARAPETTAI, TIRUNELVELI.

... RESPONDENT/RESPONDENT

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to for the reasons stated in the accompanying affidavit, it is therefore prayed that the Hon'ble Court may be pleased to condone the delay of 550 days in paying the deficit Court fees in CMA.SR.No.52919 of 2014 on the file of this Honble Court and pass such furthr or other orders as this Hon'ble Court may deem and proper in the facts and circumstances of the case and thus render justice.

**PRAYER IN CMA(MD) No. SR52919 of 2017:**

Pleased to modify the Judgment and Decree dated 21.07.2017 made in MCOP.No.555 of 2014 on the file of Motor Accidents Claims Tribunal, II Additional District Court, Tuticorin and enhance the compensation and pass such furthr or other orders as this Hon'ble Court may deem and proper in the facts and circumstances of the case 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 M/S.S.SIVA THILAKAR, Advocate for the petitioners the court made the following order:-



Heard.

2.This petition has been filed by the petitioners seeking to condone the delay of 550 days in paying the deficit Court fee.

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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.1,500/- (Rupees one thousand and 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.

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/-

26/08/2019

/ TRUE COPY /

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

TO

THE II ADDITIONAL DISTRICT JUDGE,  
MOTOR ACCIDENTS CLAIMS TRIBUNAL  
TUTICORIN

**Copy To:** 1.THE CO-ORDINATOR,  
LEGAL AID SERVICE AUTHORITY,  
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.7361 of 2019 and  
CMA(MD)No.SR52919 of 2017

Date :26/08/2019

msa

ES/JC/SAR3/29.08.2019/2P/4C

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