



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

Monday, the Twenty Eighth day of January Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.12485 of 2018

IN

CMA(MD) No.SR27064 of 2016

THE CLAIMS MANAGER,
SHRIRAM GENERAL INSURANCE CO LTD,
NO.66, CITY CENTRE COMPLEX 2ND FLOOR,
THIRUMALAIPILLAI ROAD,
T.NAGAR, CHENNAI 17.

... PETITIONER/APPELLANT

Vs

1.P.KANDAMMAL,
2 P.MURUGAN,
3 P.VELUCHAMY,
4 P.THANGAM,
5 P.PERUMALSAMY,
6 P.PACKIALAKSHMI,
7 P.THIRUPATHIRAJ,
8 P.KANAGALAKSHMI,
9 V.SUBBIAH,

... 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 appeal against the fair and decreetal order dated 04.09.2015 and made in MCOP No.111 of 2012 on the file of Motor Accident Claims Tribunal (Sub Court), Srivilliputhur and render justice.

PRAYER IN CMA(MD) No.SR27064 of 2016:-

To set aside the fair and decreetal order dated 04.09.2015 and made in MCOP.No.111 of 2012 on the file of Motor Accident Claims Tribunal (Sub Court), Srivilliputhur and allow this Civil Miscellaneous appeal.

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.S.SRINIVASA RAGHAVAN, Advocate for the petitioner and of Mr.M.JOTHI BASU, Advocate for the Respondents 1 to 8 and Ninth 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 168 days in filing the above Civil Miscellaneous Appeal.

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.500/-. (Rupees five hundred only) to the Bubbles Day Care, being run by the Women Lawyers Association, Madurai Bench of Madras High Court, Madurai, within a period of one week from the date of receipt of copy of this order.

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/-
28/01/2019

/ TRUE COPY /

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

TO

THE SUBORDINATE JUDGE
MOTOR ACCIDENT CLAIMS TRIBUNAL,
SRIVILLIPUTHUR.

COPY TO:-

1. THE OFFICER INCHARGE
BUBBLES DAY CARE,
WOMEN LAWYERS ASSOCIATION,
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.12485 of 2018
IN
CMA (MD) No.SR27064 of 2016
Date :28/01/2019