



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

Tuesday, the Twenty Second day of January Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.11622 of 2018
IN
CMA(MD) No.SR49412 of 2018

THE MANAGING DIRECTOR,
TNSTC MADURAI LTD.,
ELLIS NAGAR BRANCH,
MADURAI, TAMIL NADU.

... PETITIONER/ APPELLANT

Vs

1 O.MATHANA PRAKASH

2 MINOR.M.KANISHKA,

(THE 2nd RESPONDENT IS MINOR REPRESENTED BY HER FATHER THROUGH
NATURAL GUARDIAN THE 1st RESPONDENT)

3 A.VENKATESWARAM

... RESPONDENTS/ RESPONDENTS

(THE 3rd RESPONDENT IS THE DRIVER OF THE APPELLANT AND THAT GIVEN UP)

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 407 days in filing the CMA against the Award and Decree made in MCOP No.365 of 2014 dated 13.02.2017 on the file of the Motor Accident Claims Tribunal/Special District Court, Madurai 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 Mr.P.PRABHAKARAN, Advocate for the petitioner and of R1 not appeared either in person or by an advocate, the court made the following order:-

Heard.

This petition has been filed by the petitioner seeking to condone the delay of 407 days in filing 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.2000/-.(Rupees two thousand only) to the Legal Services

