



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

Wednesday, the Fourteenth day of August Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP(MD) No.11016 of 2018

IN

CMA(MD) No.SR1091 of 2018

1 DIRECTOR,  
EMPLOYEES STATE INSURANCE CORPORATION,  
SUB REGIONAL OFFICE, ESI COMPLEX, SALAI STREET,  
VANNARPETTAI, TIRUNELVELI 627 003.

2 DEPUTY DIRECTOR  
EMPLOYEE'S STATE INSURANCE CORPORATION,  
SUB REGIONAL OFFICE, ESI COMPLEX, SALAI STREET,  
VANNARPETTAI, TIRUNELVELI 627 003.

... PETITIONER/APPELLANTS/  
RESPONDENTS

Vs

M/S.RSM SAPTHAGIRI FINANCE LTD,  
H.O& ADMINISTRATIVE OFFICE, 24B/A,  
S.N.HIGH ROAD, TIRUNELVELI 627 001,  
THROUGH ITS MANAGING DIRECTOR.

... RESPONDENTS/RESPONDENT/PETITIONER

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to Pleased to condone the delay in 386 days in filing the this Civil Miscellaneous Appeal and thus render justice.

PRAYER IN CMA(MD) No.SR1091 of 2018:

To set aside the order of the ESI Court cum Labour Court, Tirunelveli in ESIOP 4 of 2016 dated 03.10.2016 and allow the 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 M/S.V.S.V.VENKATESHVARAN, Advocate for the petitioner and of Mr.Chandrapose advocate for the respondents the court made the following order:-

This petition has been filed by the petitioners seeking to condone the delay of 386 days in filing the above Civil Miscellaneous Appeal.

2.The learned counsel appearing for the respondent has no



serious objection in allowing this petition.

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.1000/-. (Rupees one thousand only) to the Legal Services Committee, attached to this Bench, within a period of two weeks from the date of receipt of copy of this order, failing which this petition shall stand automatically dismissed 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/-  
14/08/2019

/ TRUE COPY /

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

TO  
THE ESI COURT CUM LABOUR COURT, TIRUNELVELI

copy to

1 THE OFFICER INCHARGE  
LEGAL SERVICES COMMITTEE  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADRURAI

2 THE SUB ASSISTANT REGISTRAR  
AE SECTION,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADRURAI

+1. C.C. to M/S.V.S.V.VENKATESHVARAN Advocate SR.No.13524

ORDER  
IN  
CMP(MD) No.11016 of 2018  
IN  
CMA(MD) No.SR1091 of 2018  
Date :14/08/2019