



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

Tuesday, the Fourth day of August Two Thousand and Twenty

PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR

CMP(MD) No.2409 of 2020
in
CMA(MD)No.SR11032 of 2018

THE ORIENTAL INSURANCE COMPANY LIMITED,
THALI ROAD, UDUMALAI TALUK,
UDUMALAI NAGAR,
KOVAI DISTRICT.

... PETITIONER/PETITIONER/
APPELLANT

Vs

M.AMBIGAI MURUGAN (DIED)

1.K.MUTHUKUMAR
2.M.RAJESWARI
3.R.VENKATACHALAM
4.T.NAGARAJAN
(3rd & 4th RESPONDENTS ARE REMAINED
EXPARTE BEFORE THE LOWER COURT)

... RESPONDENTS/RESPONDENTS
RESPONDENTS

CMP(MD)No.2409 of 2020 IN CMA(MD)No.SR11032 of 2018:

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to restore the CMP(MD)No.11570 of 2018 on the file and extend the time for payment of cost by further two weeks and thus render justice.

CMP(MD)No.11570 of 2018 IN CMA(MD)No.SR11032 of 2018:

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 213 days in representing the above CMA(MD)SR.No.11032 of 2018 and thus render justice.

PRAYER IN CMA(MD) No.SR11032 of 2018:

To set aside the Award of Rs.5,02,000/- (Rupees Five Lakhs Two Thousand Only) passed in M.C.O.P.No.309/1999, dated 05.06.2017, on the file of the Motor Accidents Claims Tribunal Cum Sub Judge, palani.



ORDER : This petition coming on for orders, on this day 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 is filed to restore the C.M.P.(MD)No.11570 of 2018 on file and extend the time for payment of cost by further two weeks.

2.It is stated that the cost, as awarded by this Court, had already been paid, but not within the time granted by this Court. In the affidavit filed in support of the petition, the petitioner has given some reasons for restoring C.M.P.(MD)No.11570 of 2018. This Court is fully convinced with the reasons stated in the affidavit filed in support of this petition. Hence, this petition is allowed and C.M.P.(MD)No.11570 of 2018 is restored on file. This Court is inclined to regularise the payment of cost by extending the time limit.

sd/-
04/08/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE SUBORDINATE JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL, PALANI.

COPY TO:

THE SECTION OFFICER, (THE CHIEF JUSTICE RELIEF FUND)
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP(MD) No.2409 of 2020
in
CMA(MD)No.SR11032 of 2018
Date :04/08/2020

CMR
TK/VR/SAR.3/02.11.2020/2P/3C