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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2021

CORAM:

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

CMA Nos.364 and 2181 of 2016
and
CMP Nos.2702 and 15653 of 2016

M/s.The Oriental Insurance Co. Ltd.,
22-C, Siva Complex, II Floor,
Sarada College Main Road,
Salem - 16.

...Appellant in
both appeals

Versus

1. Amutha
2. K.Soundharya
3. K.Mohana
4. Perumal Padyachi
5. Meenakshi
6. I. Leela

...Respondents in
CMA No.364 of 2016

1. N.Ganapathy
2. K.Perumal Padayachi
3. I.Leela

...Respondents in
CMA No.2181 of 2016

Prayer in CMA No.364 of 2016 : Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, against the judgment and decree made in MACTOP No.1983 of 2010 on the file of the Motor Accidents Claims Tribunal (Special District Judge) at Salem dated 11.06.2015.

Prayer in CMA No.2181 of 2016 : Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, against the judgment and decree made in MCOP No.1951 of 2011 on the file of the Motor Accidents Claims Tribunal (Special Sub Judge No.II) at Salem dated 3.6.2016.

CMA No.364 of 2016

For Appellant : No appearance
For Respondents : R1 & R2 - Served - No appearance
R4 & R5 - Died - steps due
R6 - Exparte
Not ready in notice reg. R3



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CMA No.2181 of 2016

For Appellant : No appearance

For Respondents : R3 - Exparte

R2 - Died - steps due

Paper publication not filed reg. R1

COMMON JUDGMENT

(Heard Video Conference)

This Court by its earlier orders dated 28.06.2021 as well as on 12.07.2021 made it clear that if steps are not taken to bring on record the Legal Representatives of the deceased 2nd respondent in CMA No.2181 of 2016 and the deceased 4th and 5th respondents in CMA No.364 of 2016, these Civil Miscellaneous Appeals shall stand automatically dismissed for non prosecution. Despite those orders, till date, the appellants have not taken steps to bring on record the Legal Representatives for the respective deceased. In accordance with the orders dated 28.06.2021 and 12.07.2021, these Civil Miscellaneous Appeals are dismissed for non prosecution. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

vsi2

To

1. The Special District Judge,
Motor Accident claims Tribunal,
Salem.
2. The Special Sub Judge,
Motor Accident claims Tribunal,
No.2, Salem.
3. The Section Officer,
V.R. Section
High Court of Madras,
Chennai - 104.

CMA Nos.364 and 2181 of 2016

SMI[co]
NSK 09/09/2021