

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Thursday, the First day of April Two Thousand Twenty One

PRESENT

THE HON`BLE MS JUSTICE V.M.VELUMANI

CMP.No.5901 of 2021

IN C.M.A.SR.No.30909 of 2021

ARAVINTH KUMAR

[PETITIONER]

Vs

1 THE CORRESPONDENT

[RESPONDENTS]

SARASWATHI MATRICULATION SCHOOL,
VAZAPADY, SALEM DISTRICT

2 NATIONAL INSURANCE COMPANY LTD.,
BRANCH OFFICE 2, F-215, OMALUR MAIN ROAD,
PO-27, MARUTHI COMPLEX, 2ND FLOOR, SALEM.

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 399 days in preferring the above appeal in CMA SR No.30909 of 2021 (in CMP.No.5901 of 2021).

Order : This petition coming on this day for hearing upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.K.SURYAARAYANAN for MR.M.MOHAMED RIYAZ, Advocate for the petitioner, the court made the following order:-

This petition is filed to condone the delay of 399 days in filing the above appeal.

2.The learned counsel appearing for the petitioner submitted that the 1st respondent remained exparte before the Tribunal and hence, notice to 1st respondent may be dispensed with.

3.Heard the learned counsel appearing for the petitioner.

4.Being satisfied with the reasons stated in the affidavit filed in support of this petition, the delay of 399 days is condoned on payment of cost of Rs.500/- (Rupees Five Hundred only) to 'Samarpana', No.10, Subramani Nagar, Vinayagapuram, Near Retteri, Kolathur Post, Chennai-99, [Savings Bank Account No.10156284387, State Bank of India, Jawahar Nagar Branch, Chennai, IFSC Code SBIN0007582, Contact person: Mr.B.M.Sridhar, Mobile No.9282112830], within a period of one week from the date of

receipt of a copy of this order, failing which, this petition shall stand dismissed automatically, without further reference to this Court. **It is made clear that the petitioner/appellant shall not be entitled for any interest for the compensation amount enhanced, if any, in the appeal.**

-sd/-
01/04/2021

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE SPECIAL SUBORDINATE JUDGE
COURT NO.2, THE MOTOR ACCIDENT CLAIMS
TRIBUNAL, SALEM.

2 MR.B.M.SRIDHAR,
MOBILE NO.9282112830
'SAMARPANA', NO.10, SUBRAMANI NAGAR,
VINAYAGAPURAM, NEAR RETTERI, KOLATHUR POST,
CHENNAI-99.

3 THE SUB ASSISTAT REGISTRAR,
AE SECTION, HIGH COURT,
MADRAS-104.

Order
in

CMP.No.5901 of 2021
IN C.M.A.SR.No.30909 of 2021
सत्यमेव जयते

Date :01/04/2021

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