



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

Monday, the Fourth day of January Two Thousand and Twenty One

PRESENT

**The Hon`ble Mrs.Justice J.NISHA BANU**

**CMP(MD) No.7072 of 2020**

**in**

**CMA(MD) SR.No.88157 of 2019**

AYYAVOO

... APPELLANT/ PETITIONER

Vs

1.R.VELMURUGAN

2 THE BRANCH MANAGER,  
M/S.NATIONAL INSURANCE COMPANY LIMITED,  
THALAMUTHU COMPLEX WHITES ROAD,  
RAYAPET, CHENNAI-600 014.

... RESPONDENTS/RESPONDENTS

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 246 days delay in representation of the appeal case bundle to the registry.

**PRAYER IN CMA(MD) SR.No.88157 of 2019:**

To set aside the fair and decreetal order passed in M.C.O.P.No.1249 of 2015 on the file of the Special Sub Court (Motor Accident Cases), Madurai dated 02/01/2019 and to allow this Civil Miscellaneous Appeal by directing the 2<sup>nd</sup> respondent before the tribunal to compensate the petitioner and to enhance the compensation to the level of just compensation.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.B.A. MURUGANANTHAM, Advocate for the petitioner, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 246 days in representing 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.1,000/- (Rupees One Thousand only), to the Legal Aid



Service Authority, attached to this Bench, within a period of two weeks from the date of receipt of a copy of this order, failing which, this petition shall stand dismissed automatically without any further reference to this Court.

3. This petition is accordingly ordered.

4. 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/-  
04/01/2021

/ TRUE COPY /

/ /2021

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

TO

THE SPECIAL SUBORDINATE JUDGE  
MOTOR ACCIDENT CASES, MADURAI.

COPY TO:

THE AUTHORISED OFFICER,  
LEGAL AID SERVICE AUTHORITY,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER  
IN  
CMP(MD) No.7072 of 2020  
in  
CMA(MD) SR.No.88157 of 2019  
Date :04/01/2021

pkn

AE/SMA/SAR-III (06/01/2021) 2P / 3C