



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

Monday, the Eighth day of February Two Thousand and Twenty One

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CMP (MD) No.6693 of 2020

IN

CMA (MD) SR.No.46239 of 2020

THE BRANCH MANAGER,
M/S.ORIENTAL INSURANCE CO.LTD.,
DOOR NO.548, TENKASI ROAD, RAJAPALAYAM,
VIRUDHUNAGAR DISTRICT.

... PETITIONER/APELLANT

Vs

1.P.RAMESHKUMAR

2.SRI JEYAJOTHI AND CO.,
SRISHANMUGAR MILLS,
DOOR NO.70, ALAGAI NAGAR,
RAJAPALAYAM.

(RESPONDENT NO.2 GIVEN UP)

... 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 449 days in preferring the above Civil Miscellaneous Appeal against the order dated 03.05.2019 made by the Motor Accident Claims Tribunal cum Chief Judicial Magistrate, Virudhunagar District at Srivilliputhur in M.C.O.P.No.44/2019 and thus render Justice.

PRAYER IN CMA (MD) SR.No.46239 of 2020:

Pleased to set aside the order of the Motor Accident Claims Tribunal cum Chief Judicial Magistrate, Virudhunagar District at Srivilliputhur made in M.C.O.P.No.44/2019, dated 03.05.2019 and allow the appeal with costs.

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.C.JAWAHAR RAVINDRAN, Advocate for the petitioner and of Mr.V.SRINIVASA RAGAVAN, Advocate on behalf of the 1st Respondent, the court made the following order:-

This petition has been filed by the petitioner seeking to condone the delay of 449 days in filing 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.2,500/- (Rupees Two Thousand and Five Hundred only) to the Legal Services Committee, 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/-
08/02/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE CHIEF JUDICIAL MAGISTRATE,
MOTOR ACCIDENT CLAIMS TRIBUNAL,
VIRUDHUNAGAR DISTRICT AT SRILLIPUTHUR.

COPY TO:

THE AUTHORISED OFFICER,
LEGAL SERVICES COMMITTEE,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP (MD) No.6693 of 2020
IN
CMA (MD) SR.No.46239 of 2020
Date :08/02/2021

PKN
TK/VR/SAR.4/11.02.2021/2P/3C