



C.M.A.(MD)No.1226/2010

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated :17.10.2022

CORAM

THE HONOURABLE MRS. JUSTICE R. THARANI

C.M.A.(MD)No.1226 of 2010

The Oriental Insurance Company Ltd.,
Divisional Office,
Cantonment,
Trichy – 1.

.. Appellant / Respondent No.2

Vs.

1.S.Dhanabackiyam
2.Sudha
3.Pushpalatha
4.Pothupponnu
5.Minor.Murugaraj

(R5 Minor rep. By his next friend

and mother R1-S.Dhanabackiyam

.. Respondents 1 to 5/ Petitioners

6.Poornam

.. 6th Respondent/ 1st Respondent

Prayer: This Civil Miscellaneous Appeal is filed under Order 43 Rule 1(Q) of Civil Procedure Code, against the award, dated 05.01.2009, made in M.C.O.P.No.396 of 2007, on the file of the Motor Accident Claims Tribunal, Sub Court, Kulithalai.



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For Appellant : No appearance
For Respondent Nos.1 to 5 : Mr.N.Sudhagar Nagaraj
For Respondent No.6 : Mr.B.Pugalendhi

JUDGMENT

On 15.09.2022, the earlier counsel, Advocate Mr.A.K.Baskarapandian, has made a representation, to remove his name in the cause list and he has given a change of vakalat. On 23.09.2022, this Court ordered the registry to remove the name of Advocate Mr.A.K.Baskarapandian, there was no other representation on that date and the name of the Company was printed in the cause list and post the matter on 29.09.2022. On 29.09.2022, there was no representation on the side of the appellant and hence, the matter was posted on 10.10.2022. On 10.10.2022, again there was no representation on the side of the appellant, The matter was posted under the caption “for arguments or for orders” on 17.10.2022.

2. Today (ie.17.10.2022), there was no representation on the side of the appellant. The matter is pending from the year 2010, ie. for the past 13 years, there was no use in keeping the petition pending any further.



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3. In the above circumstances, this appeal is dismissed for default.

No costs.

17.10.2022

Index : Yes/No
Internet : Yes/No
Ls

Note : In view of the present lock down owing to COVID – 19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1.The Sub Judge -

Motor Accident Claims Tribunal,
Kulithalai.

2.The Section Officer,

V.R. Section,
Madurai Bench of Madras High Court,
Madurai.



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R. THARANI, J.

Ls

Judgment made in
C.M.A.(MD)No.1226 of 2010

17.10.2022