



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 13.10.2022

CORAM:

THE HON'BLE MR.JUSTICE **K.MURALI SHANKAR**

C.M.P.(MD)No.6125 of 2018
in
C.M.A.(MD) SR. No.24421 of 2018

1.Ragu.Veeraiah Thenkondar

2.V.Balakumar

3.V.Vijayakumar

4.C.Kavitha

5.A.Vanitha

... Petitioners/Appellants

Vs.

1.G.Kalyani

2.M/s.Reliance General Insurance Company Ltd.,
Trichy, represented by its Manager,
PLA, Kanagar Towers,
15A, Thillai Nagar Main Road,
11th Cross, Trichy.

... Respondents/Respondents

Prayer in C.M.P.(MD)No.6125 of 2018 : This Civil Miscellaneous Petition filed under Section 173(1) of the Motor Vehicles Act, to condone the delay of 435 days in filing the appeal against the Judgment and Decree made in M.C.O.P.No.151 of 2009 dated 27.01.2017 by the Motor Accidents Claims Tribunal (Essential Commodities Act Special Court), Thanjavur.

**K.MURALI SHANKAR,J.**

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Prayer in C.M.A.(MD)SR.No.24421 of 2018 : This Civil Miscellaneous Appeal filed under Section 173(1) of the Motor Vehicles Act, 1988, to set aside the portion of judgment which exonerating the second respondent, Insurance company from its liability and fix the joint and several liability of the second respondent along with first respondent in M.C.O.P.No.151 of 2009 by the Judgment dated 27.01.2017 by the learned Motor Accidents Claims Tribunal (Essential Commodities Act Special Court), Thanjavur.

For Petitioners : No appearance

For Respondents : Mr.V.Sakthivel for R2

R1 - Died

ORDER

Since there was no representation for the past three hearings, the matter was directed to be posted under the caption 'for dismissal'. Even today, there is no representation for the petitioners. Hence, this Civil Miscellaneous Petition is dismissed for default. Consequently, C.M.A.(MD)SR.No.24421 of 2018 stands rejected at the SR stage itself.

13.10.2022

Index :yes/No

Internet:yes/No

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