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C.M.A.No.1264 of 2007

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED : 30.10.2023**

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

**C.M.A.No.1264 of 2007**

**and**

**M.P.No.2 of 2007**

The Managing Director,  
Tamil Nadu State Transport Corporation Ltd.,  
Madurai Division – IV,  
Bye Pass Road,  
Dindigul.

... 2<sup>nd</sup> Respondent/Appellant

Vs.

1.Venkatachalam Chettiar  
2.V.Veerabadran  
3.V.Kumar  
4.V.Jayalakshmi  
5.T.Mariappan

... Petitioners/Respondents

... 1<sup>st</sup> Respondent/Respondent

**Prayer :** Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988, against the judgment and award made in M.C.O.P.No.886 of 2001 dated 14.03.2005 on the file of Motor Accidents Claims Tribunal (First Additional District Judge), Coimbatore.

For Appellant : Mr.Rajnish Pathiyil  
No appearance

For Respondents : Died [R1, R2 & R4]  
Not ready in Notice[R3]  
Given up [R5]



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C.M.A.No.1264 of 2007

**M.DHANDAPANI, J.**

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**JUDGEMENT**

When this matter came up for hearing on earlier two occasions, i.e. 17.10.2023 and 19.10.2023, there was no representation on behalf of the appellant. In order to give one more opportunity, this Court has directed this matter to be listed today i.e., 30.10.2023 under the caption “For Dismissal”.

2. Even today, when this matter is called, none appeared for the appellant. Thus, it shows that the appellant is not interested to prosecute this case any further. Hence, this Civil Miscellaneous Appeal is dismissed for non-prosecution. No costs. Consequently, the connected miscellaneous petition is closed.

**30.10.2023**

Index : Yes / No

Speaking order / Non-speaking order

Netrual Citation Case : Yes / No

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To

1.The Motor Accidents Claims Tribunal (First Additional District Judge), Coimbatore.

2.The Section Officer, V.R.Section, High Court, Madras.

**C.M.A.No.1264 of 2007**