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C.M.A.Nos.1039, 1040 and 1041 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.08.2023

CORAM :

THE HON'BLE MR. JUSTICE P.VELMURUGAN

**C.M.A.Nos.1039, 1040 and 1041 of 2018
and
C.M.P.Nos.8416, 8417 and 8418 of 2018**

C.M.A.No.1039 of 2018

The Oriental Insurance Company Ltd.,
Vellore Office,
No.1, Katpadi Road, Vellore.

... Appellant

vs.

1.C.Senthilkumar
2.M.Harikrishnan

... Respondents

Civil Miscellaneous Appeal filed under Section 173 of M.V.Act against the award and decree dated 22.03.2017 made in M.C.O.P.No.163 of 2006 on the file of the Motor Accident Claims Tribunal (Sub- Court), Arni, Thiruvannamalai District.

For Appellant : Mr.D.Baskaran
For Respondents : No appearance for R1
R2 – Not ready in notice



C.M.A.Nos.1039, 1040 and 1041 of 2018

C.M.A.No.1040 of 2018

The Oriental Insurance Company Ltd.,
Vellore Office,
No.1, Katpadi Road, Vellore.

... Appellant

vs.

1.Palani
2.Minor Sathya
3.Minor Saravanan
[Minors represented by their father
Palani]
4.M.Harikrishnan

... Respondents

Civil Miscellaneous Appeal filed under Section 173 of M.V.Act against the award and decree dated 22.03.2017 made in M.C.O.P.No.164 of 2006 on the file of the Motor Accident Claims Tribunal (Sub- Court), Arni, Thiruvannamalai District.

For Appellant : Mr.D.Baskaran
For Respondents : No appearance for R1 to R3
R4 – Not ready in notice

C.M.A.No.1041 of 2018

The Oriental Insurance Company Ltd.,
Vellore Office,
No.1, Katpadi Road, Vellore.

... Appellant

vs.



C.M.A.Nos.1039, 1040 and 1041 of 2018

1.K.Chinnaraji
2.M.Harikrishnan

... Respondents

Civil Miscellaneous Appeal filed under Section 173 of M.V.Act against the award and decree dated 22.03.2017 made in M.C.O.P.No.166 of 2006 on the file of the Motor Accident Claims Tribunal (Sub- Court), Arni, Thiruvannamalai District.

For Appellant : Mr.D.Baskaran
For Respondents : No appearance for R1
R2 – Not ready in notice

COMMON JUDGMENT

This Court by order dated 21.07.2023 passed the following order :

" Fresh notice to the following respondents returnable by 18.08.2023.

<i>Case Number</i>	<i>Respondent</i>
C.M.A.No.1039 of 2018	Second respondent
C.M.A.No.1040 of 2018	Fourth respondent
C.M.A.No.1041 of 2018	Second respondent



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2. Counsel for the appellant is directed to pay Batta within a week from today, for effecting service on the above said respondents, failing which, these petitions stand dismissed automatically as against respondents concerned, without any further reference to this Court. On payment of batta and if it is otherwise in order, Registry is directed to process the batta memo on the same day without any further delay. Further, Private notice is also permitted. The learned counsel for the appellant is directed to file an affidavit of proof of service on or before 17.08.2023 before the Registry.

3. List the matter on 18.08.2023."

2. Since the above said order has not been complied with, these Civil Miscellaneous Appeals are dismissed for default. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

18.08.2023

Index: Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation Case : Yes/No
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Page No.4/6



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C.M.A.Nos.1039, 1040 and 1041 of 2018

To

The Motor Accident Claims Tribunal
(Sub- Court),
Arni, Thiruvannamalai District.



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C.M.A.Nos.1039, 1040 and 1041 of 2018

P.VELMURUGAN, J.

ms

**C.M.A.Nos.1039, 1040
and 1041 of 2018**

18.08.2023