



WEB COPY

C.M.P.No.10236 of 20.



C.M.P.No.10236 of 2023
in C.M.A.SR.No.57873 of 2023

SUNDER MOHAN,J.

This Application has been filed to condone the delay of 863 days in filing the above captioned C.M.A against the decree and judgment passed in MACT.O.P.No.3534 of 2009, dated 21.11.2019 on the file of the V Court of Small Causes, (Motor Accident Claims Tribunal), Chennai.

2.Though notice was served on the 1st respondent/ Transport Corporation, none had appeared on their behalf before this Court. On earlier occasion Mr.C.Pranthaman, learned counsel has taken notice on behalf of the 2nd respondent, whereas, today when the matter was called for hearing, there was no representation on behalf of the 2nd respondent.

3.Mr.J.Chandran, learned counsel for the 3rd respondent appeared and submitted that he has no objection in allowing the present petition.

4.Heard the learned counsel for the petitioner and the learned counsel for the 3rd respondent.

5.Considering the averments made in the affidavit filed in support of this application and being satisfied with the same, the delay is



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condoned on the condition that the petitioner shall not claim any interest for the period of 863 days, in the event of this Court enhancing the compensation amount.

6.Registry is directed to number the C.M.A., if it is otherwise in order and the list the same in due course.

19.07.2023

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