



C.M.P.(MD) No.8248 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Civil Appellate Jurisdiction )

Tuesday, the Eighteenth day of July Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

C.M.P.(MD) No.8248 of 2023

in

C.M.A.(MD)No.1460 of 2010

RAJAGOPAL

... PETITIONER/ APPELLANT

Vs

1 SURESHKUMAR

2 UNITED INDIA INSURANCE COMPANY LIMITED,  
THROUGH ITS DIVISIONAL MANAGER,  
SNS COMPLEX, NEAR TELEPHONE EXCHANGE,  
LB ROAD, ADYAR, CHENNAI 600 020

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to restore the 1st respondent in CMA (MD) No.1460 of 2010 dated 29.11.2017 on the file of this Honourable Court and thus render justice.

PRAYER IN C.M.A.(MD)No.1460 of 2010:

To allow this appeal and enhance the award amount in M.C.O.P.No.1728 of 2007 on the file of the Motor Accident Claims Tribunal Authority(2<sup>nd</sup> Additional District Judge), Tirunelveli dated 26.11.2009.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T.SELVAKUMARAN, Advocate for the petitioner and of M/S.C.JAWAHAR RAVINDRAN, Advocate on behalf of the Respondents the court made the following order:-



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The above petition has been filed seeking orders to restore the first respondent in C.M.A.(MD)No.1460 of 2010.

2. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondents.

3. It is seen that the petition to condone the delay in filing the restoration petition has already been allowed.

4. Considering the reasons assigned, this Civil Miscellaneous petition is allowed and the Registry is directed to restore the first respondent in the main appeal.

5. Post the matter on 07.08.2023 for final disposal.

sd/-  
18/07/2023

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/07/2023

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

csm

<https://www.mhc.tn.gov.in/judis>



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TO  
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THE MOTOR ACCIDENT CLAIMS TRIBUNAL AUTHORITY  
(2<sup>ND</sup> ADDITIONAL DISTRICT JUDGE), TIRUNELVELI

COPY TO

THE SECTION OFFICER,  
JUDICIAL SECTION,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.  
(THE REGISTRY IS DIRECTED TO RESTORE  
THE FIRST RESPONDENT IN THE MAIN  
APPEAL.)

ORDER  
IN  
C.M.P.(MD) No.8248 of 2023  
in  
C.M.A.(MD)No.1460 of 2010  
Date :18/07/2023

RK/DD (27/07/2023) 3P / 3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023