



C.M.P.No.22178 of 2024 in
C.M.A.Sr.No.129463 of 2024

R.HEMALATHA., J



This Civil Miscellaneous Petition has been filed seeking to condone the delay of 26 days in filing the Civil Miscellaneous Appeal.

2. Heard Mr.K. Balaji, learned counsel appearing for the petitioner.

3. Since the first respondent remained absent in the Tribunal and was set *exparte*, issuance of notice to the first respondent is dispensed with.

3. Mr.K. Swaminathan, learned counsel who undertakes to file valakat on behalf of the second respondent Insurance Company, did not raise any serious objection in allowing this petition.

4. Having satisfied with the reasons assigned in the affidavit filed in support of this petition, the miscellaneous petition is allowed and the delay of 26 days in filing the above appeal is condoned.

5. Registry is directed to number the main Civil Miscellaneous Appeal, if it is otherwise in order, and print the name of Mr.K. Swaminathan as counsel for the second respondent at the time of admission.

6. It is made clear that for the period of delay of 26 days, the petitioner will not be entitled for any interest if in the event of this Court enhancing the amount of compensation fixed by the Tribunal.

21.10.2024

bga