



C.M.P.No.23444 of 2024 in
C.M.A.Sr.No.137404 of 2024



R.HEMALATHA, J.

This Civil Miscellaneous Petition has been filed seeking to condone the delay of 463 days in filing the Civil Miscellaneous Appeal.

2. Heard Mr.Amar Dineshbhai Pandiya, learned counsel appearing for the petitioners/claimants.

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

4. Mr.J.Michael Visuvasam, learned counsel who accepts notice on behalf of the second respondent Insurance Company, did not raise any serious objection in allowing this petition.

5.Having satisfied with the reasons assigned in the affidavit filed in support of this petition, the miscellaneous petition is allowed and the delay of 463 days in filing the above appeal is condoned.

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

7. It is made clear that for the period of delay of 463 days, the petitioners will not be entitled for any interest if in the event of this Court enhancing the amount of compensation fixed by the Tribunal.

25.10.2024