



C.M.P.No.25263 of 2023 in
C.M.A.Sr.No.138748 of 2023



R.HEMALATHA., J

This Civil Miscellaneous Petition has been filed seeking to condone the delay of 88 days in filing the Civil Miscellaneous Appeal.

2. Heard Mrs. Ramya V Rao, learned counsel appearing for the petitioner.

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. Chandran, 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 88 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 list the same for admission in the usual course.

7. It is made clear that for the period of delay of 88 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.

22.08.2024

bga