



CMP No.26372 of 2023 in  
CMA SR No.142645 of 2023  
N.ANAND VENKATESH,J

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The first respondent remained ex parte before the Tribunal below. Though notice was sent to the first respondent, he refused to receive the same and hence, the name of the first respondent is printed in the cause list. However, none appears for and on behalf of him. Notice has been served on the second respondent and he is represented through a counsel.

2. This civil miscellaneous petition has been filed seeking to condone the delay of 260 days in filing the main civil miscellaneous appeal.

3. Heard the learned counsel for the petitioner and the learned counsel for the second respondent and perused the records.

4. Having satisfied with the reasons assigned in the affidavit filed in support of this petition, the civil miscellaneous petition is allowed and the delay of 260 days is condoned.

5. It is made clear that for the period of delay of 260 days, the petitioner/appellant will not be entitled for any interest in the event of this Court enhancing the amount of compensation fixed by the Tribunal below.

6. Registry is directed to number the main civil miscellaneous appeal and list the same for admission. When the matter is posted for admission, the name of learned counsel for second respondent shall also be printed in the cause-list.