



C.M.P.(MD)No.1425 of 2019 in C.M.A.(MD)No.SR5612 of 2019

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.07.2024

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

C.M.P(MD)No.1425 of 2019
in
C.M.A(MD)No.SR5612 of 2019

The Tamil Nadu State Transport
Corporation Limited,
Bye Pass Road,
Madurai,
Through its
The Managing Director.

... Petitioner / Appellant

Vs

S.Mani (Died)

2.Parimala

3.M.Anand

4.M.Aravind

5.M.Ashok

6.M.Harikrishna

(R2 to R6 are brought on record as
legal representatives of the deceased
sole respondent vide Court order dated 17.03.2023)

... Respondents / Respondents



C.M.P.(MD)No.1425 of 2019 in C.M.A.(MD)No.SR5612 of 2019

Prayer in **C.M.P(MD)No.1425 of 2019** : Civil Miscellaneous Petition is filed under Section 5 of the Limitation Act to condone the delay of 291 days in filing the Civil Miscellaneous Appeal against the judgment and decree dated 25.04.2017 passed in M.C.O.P.No.2112 of 2005 on the file of the Motor Accident Claims Tribunal (VI Additional District Court), Madurai.

Prayer in **C.M.A(MD)No.SR5612 of 2019** : Civil Miscellaneous Appeal is filed under Section 173 Motor Vehicles Act to set aside the judgment and decree in M.C.O.P.No.2112 of 2005 dated 25.04.2017 on the file of the Motor Accident Claims Tribunal (VI Additional District Court), Madurai.

For Petitioner : Mr.K.Sudalaiyandi
For R2, 4 to 6 : Mr.S.Balasubramanian

ORDER

There is a delay of 291 days in filing the Civil Miscellaneous Appeal.

2. Learned counsel for the respondent is present, who stated that an Execution Petition was filed and the entire amount was deposited. The claimant also received the money.

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3. In view of the development, nothing survives for further adjudication in this petition. Accordingly, this Civil Miscellaneous Petition is dismissed and the Civil Miscellaneous Appeal is rejected at the SR stage itself.

16.07.2024

NCC :Yes/No

Index :Yes/No

Internet : Yes/ No

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To

1. The Motor Accident Claims Tribunal (VI Additional District Court),
Madurai.
2. The Section Officer, VR Section,
Madurai Bench of Madras High Court, Madurai.



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G.ILANGO VAN, J.

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ORDER
IN
C.M.P(MD)No.1425 of 2019
in
C.M.A(MD)No.SR5612 of 2019

16.07.2024