



CMP(MD) No.5246 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Monday, the Twenty Fifth day of November Two Thousand and Twenty Four

PRESENT

The HONOURABLE MRS. JUSTICE R. KALAIMATHI

CMP(MD) No.5246 of 2024
in
CMA(MD)SR.No.1607 of 2024

THE BRANCH MANAGER
UNITED INDIA INSURANCE CO. LTD.,
2/60/1, PPK BUILDING,
MARTHANDAM AND POST,
KANAYAKUMARI DISTRICT

... PETITIONER/APPELLANT

Vs

1 JAYA KUMAR

2 ANANDHA DHAS

... RESPONDENTS/RESPONDENTS

Civil Miscellaneous petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to Condone the delay of 64 days in preferring the above CMA before this Honourable Tribunal.

PRAYER in CMA(MD)SR.No.1607 of 2024:

To set aside the Award dated 07.07.2023 made in M.C.O.P.No.38/2016 on the file of the learned Motor Accidents Claims Tribunal, (Sub Court Kuzhithurai) and allow the above civil miscellaneous appeal.



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ORDER : This Civil Miscellaneous petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.A.SHAJAHAN, Advocate for the petitioner and of none appeared either in person or through by an advocate on behalf of the Respondents, the Court made the following order:-

This Petition is filed to condone the delay of 64 days in preferring the above Civil Miscellaneous Appeal.

2.Heard the learned counsel appearing for the Petitioner and perused the materials placed before this Court. Despite service of notice and their names printed in the cause-list, there is no appearance on behalf of the respondents.

3.Accepting the reasons stated in the accompanying affidavit filed in support of this Petition, this Petition is allowed on condition that the Petitioner/appellant pay costs of Rs.500/- (Rupees five hundred only) to the credit of Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adayar, Chennai-20 (Payable in Account No.149710011000002, Savings Bank, Andhra Bank, Madhya Kailash Branch, Cancer Institute(WIA) Campus, Sardar Patel Road, Chennai-36, Branch Name and Code : 1497, MICR No.600011049, IFSC Code: ANDB0001497) within a period of two



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weeks from the date of receipt of a copy of this order. Failing which, this petition

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shall stand dismissed automatically without further reference to this Court.

sd/-

25/11/2024

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/12/2024

Sub-Assistant Registrar

(C.S. I / II / III / IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.

VSN
TO

THE SUBORDINATE JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL, KUZHITHURAI.

COPY TO:
THE OFFICER INCHARGE,
CANCER INSTITUTE(WIA),
GANDHI NAGAR CANAL BANK ROAD,
ADAYAR,
CHENNAI - 20.

ORDER

IN

CMP(MD) No.5246 of 2024

in

CMA(MD)SR.No.1607 of 2024

Date :25/11/2024

SS/GSV/SAR- /05/12/2024/ 3P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023