



C.M.P(MD)No.12406 of 2033 in C.M.A(MD)No.SR20080 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.08.2024

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

C.M.P(MD)No.12406 of 2022
in
C.M.A(MD)No.SR20080 of 2017

M.Sathiyamoorthy

... Petitioner / Appellant

Vs

1.Senthilkumar

2.The Divisional Manager,
New India Assurance Co.Ltd.,
Kamarajar Salai,
Madurai.

... Respondents

Prayer in **C.M.P(MD)No.12406 of 2022** : Miscellaneous Petition is filed under Section 5 of the Limitation Act to condone the delay of 2355 days in filing the Civil Miscellaneous Appeal.

Prayer in **C.M.A(MD)No.SR20080 of 2017** : Civil Miscellaneous Appeal is filed under Section 173 Motor Vehicles Act to enhance the claim of the appellant as prayed for modifying the order of the Lower Court in M.C.O.P.No.1069 of 2008 dated 03.08.2010 passed by the IV Additional Sub-Judge/ MACT, Madurai, in the appeal.



WEB COPY



C.M.P(MD)No.12406 of 2033 in C.M.A(MD)No.SR20080 of 2017

For Petitioner : No appearance
For R1 : No appearance
For R2 : Mr.D.Sivaraman

ORDER

When the matter was taken up for hearing on 09.07.2024, there was no representation for the petitioner. Therefore, it is posted today (01.08.2024) under the caption 'for dismissal'. Even today (01.08.2024), when the matter was called, none appeared on behalf of the petitioner. Therefore, no purpose is going to be served in keeping this petition pending any further.

2. Accordingly, this Civil Miscellaneous Petition is dismissed for default and the Civil Miscellaneous Appeal is rejected at the SR stage itself.

01.08.2024

NCC :Yes/No
Index :Yes/No
Internet : Yes/ No

pnn

2/4



C.M.P(MD)No.12406 of 2033 in C.M.A(MD)No.SR20080 of 2017

WEB COPY

To

1. The IV Additional Sub-Judge/ MACT, Madurai.
2. The Section Officer, VR Section,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



C.M.P(MD)No.12406 of 2033 in C.M.A(MD)No.SR20080 of 2017

G.ILANGO VAN, J.

pnn

ORDER
IN
C.M.P(MD)No.12406 of 2022
in
C.M.A(MD)No.SR20080 of 2017

01.08.2024