



C.M.P.(MD)No.16114 of 2024

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

Friday, the Sixth day of December Two Thousand and Twenty Four

PRESENT

The HONOURABLE MRS. JUSTICE R. KALAIMATHI

C.M.P.(MD)No.16114 of 2024

in

C.M.A.(MD)No.638 of 2009

1 T.MURUGESAN(DIED),

2. KAMALAM

3 SARAVANAN,

4 SIVALAKSHMI,

5 PATTURANI,

6 SAKTHIVEL,

7 PONLINGAVEL,

8 THILAGAMANI,

... Petitioners / Appellants

Vs

1 M/S.SALEM STEEL COMPANY,
PORUR,CHENNAI

2 THE NEW INDIA ASSURANCE COMPANY LTD.,
PORUR,CHENNAI



C.M.P.(MD)No.16114 of 2024

3 THE MANAGING DIRECTOR,
STATE EXPRESS TRANSPORT CORPORATION,
TAMIL NADU DIVISION LTD.,
CHENNAI-2

... 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 748 days in filing the restoration of the 1st respondent in CMA (MD).No.638 of 2009, Dated 02-09-2022.

Prayer in CMA(MD). 638/ 2009 :

to allow this appeal and set aside the order in M.C.O.P.No.1159 of 2005 on the file of Motor Accident Claimants Tribunal Authority (II Additional District Judge) Tirunelveli dated 31.01.2008.

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 M/S.T.SELVAKUMARAN, Advocate for the petitioner and of Mr.V.SAKTHIVEL, Advocate, for the 2nd Respondent, the court made the following order:-

This petition is filed to condone the delay of 748 days in filing the restoration of the first respondent in the above appeal.

2. Mr.V.Sakthivel, learned counsel takes notice for the second respondent.

3. Heard the learned counsel for the petitioners/appellants and the second respondent.

4. Accepting the reasons stated in the affidavit filed in support of this petition, this petition is allowed on condition to deposit costs of Rs.1,000/- to the credit of Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adyar, Chennai - 20

(payable in S.B.A/c.No.149710011000002, Andra Bank, Madhya Kailash Branch,

<https://www.mhc.tn.gov.in/judis>



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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 weeks from today. Failing which, this petition shall stand automatically dismissed without reference to this Court.

sd/-
06/12/2024

/ TRUE COPY /

10 / 12 /2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

CSM

TO

The Judge,
Motor Accident Claimants Tribunal Authority (II Additional District Judge)
Tirunelveli

copy to
The Officer Incharge,
Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adyar, Chennai – 20

+1. C.C. to M/S.T.SELVAKUMARAN Advocate SR.No.15082(I) dated 09/12/2024

ORDER
IN
C.M.P.(MD)No.16114 of 2024
in
C.M.A.(MD)No.638 of 2009
Date :06/12/2024



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PSP/ /SAR /10.12.2024/ 4P/ 4C

Madurai Bench of Madras High Court is issuing certified
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