



WEB COPY



C.M.P. No. 15692 of 2025
in C.M.A.SR.No.98275 of 2025

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T.V. THAMILSELVI, J.

This Civil Miscellaneous Petition has been filed seeking to condone the delay of 102 days in filing the above Civil Miscellaneous Appeal against the award dated 27.11.2024 passed in M.C.O.P.No. 5643 of 2019, on the file of Motor Accident Claims Tribunal, Chief Judge, Court of Small Causes, Chennai.

2. Mr.K.Sivakumar, learned counsel for appellant submitted that due to financial constraints, the first appellant is not able to instruct counsel on record to prefer the above appeal and only during month of June 2025, he gave papers to him, as a result of which, there is a delay of 102 days in filing the above Civil Miscellaneous Appeal arose, which is neither willful nor wanton. Therefore, he filed this petition to condone the delay in filing the above Civil Miscellaneous Appeal.

3. Mr.M.Murali Vinodh, learned counsel for respondents appeared and raised strong objections stating that no sufficient cause assigned for the delay.

4. Considering the facts and circumstances, and the reasons stated by the petitioner in the affidavit is justifiable one, this court is inclined to allow this petition. Registry is directed to number the Civil Miscellaneous Appeal if it is otherwise found to be in order. The interest for the delay period is ordered to be waived.

30.07.2025

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