



WEB COPY

CMP NO. 29951 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-01-2025

CORAM

THE HONOURABLE MR JUSTICE M.DHANDAPANI

CMP NO. 29951 of 2024

AND

CMA SR NO. 172269 OF 2024

SANIYA

W/o. Late.Sanbasha Babu, No. 2/692, Pachur Kottay,
Marachandhiram, Krishnagiri District 635121 and 5 Others

Appellant(s)

Vs

R.Karthikeyan

S/o. Rajendhiran, No. 309, Kumasthampatti, Thumbal (via)
Edaiyapatti Attur, Salem District 636114 and another

Respondent(s)

CMA SR NO. 172269 of 2024

SANIYA

Appellant(s)

Vs

R. Karthikeyan

Respondent(s)

CMP NO. 29951 of 2024

For Appellant(s):

S.P.Yuaraj

For Respondent(s):

R1 – NDW endorsement made in the grounds
Mr.J.Chandran for R2

CMA SR NO. 172269 of 2024

For Appellant(s):

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



For Respondent(s):



ORDER

This petition has been filed seeking to condone the delay of 351 days in filing the appeal.

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2.Heard the learned counsel appearing for the petitioner and Mr.J.Chandran, learned counsel who takes notice on behalf of the second respondent. The learned counsel appearing for the petitioner submits that the first respondent remained exparte before the tribunal and hence, notice to the first respondent may be dispensed with and also made endorsement to that effect. Therefore, notice to the first respondent is dispensed with.

3.Being satisfied with the reasons stated in the affidavit filed in support of this petition, this petition is ordered and the delay of 351 days in filing the appeal is condoned.

4.It is made clear that in the event of this Court enhancing the award amount, the petitioners shall not be entitled to any interest for the period of delay of 351 days in filing the appeal.

5.Registry is directed to number the appeal if it is otherwise in order.

07-01-2025

CMP NO. 29951 of 2024

To

1. R.Karthikeyan

S/o. Rajendhiran, No. 309, Kumasthampatti, Thumbal (via) Edaiyapatti

Artur Salem District 636114



2. The Manager

New India Assurance Co Ltd.

Branch Office, No. 7, B.K.Building, Ramalinga Madalaya Street, Gugai, Salem 636000



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1. R. Karthikeyan

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