



WEB COPY

CMP(MD) NO. 12885 of 2025



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20-11-2025

CORAM

THE HONOURABLE MR JUSTICE P.VELMURUGAN

AND

THE HONOURABLE MRS JUSTICE L.VICTORIA GOWRI

CMP(MD) NO. 12885 of 2025

IN

CMA(MD) SR NO. 40675 OF 2025

1. Prakash (died) 1. Saraswathi
W/o.Late. Prakash Metu Theru
Pon Parappi
Senthurai Taluk
Ariyalur District.

2. MINOR RITHEESWARAN
S/o.Late Prakash
Metu Theru
pon Parappi
Senthurai Taluk
Ariyalur District.

3. MINOR. MATHESWARAN
S/o.Late. Prakash
Metu Theru
pon Parappi
Senthurai Taluk
Ariyalur District. (2nd and 3rd Appellant are represented by their mother and next friend the 1st Appellant)

4. AMUTHA
W/o.Thavasuraman
Metu Theru
pon Parappi
Senthurai Taluk
Ariyalur District.

5. THAVASURAMAN
S/o.Pakkirisamy
Metu Theru



pon Parappi
Senthurai Taluk
Ariyalur District.



Petitioner(s)

Vs

1. Pakkirisamy
S/o.Manicam
No.200
Vivekanandar Nagar
Ward-3
Palavathan Kattalai
Kumbakonam Taluk

2. Branch Manager
National Insurance Company Limited
No.62
D.S.R.Periakadai Theru
Kumbakonam

Respondent(s)

For Petitioner(s): M/s.N.Sakthi Priya

For Respondent(s): M/s.A.S.Mathialagan for R2
K.Saravanan

For R2 Sr.33231 Dt.11.08.2025

Court Notice

R1 - Dispensed With (memo Filed)

Prayer:Civil Miscellaneous Petition filed under section 173(1) of the Motor Vehicles Act to condone the delay of 436 days in filing this Civil miscellaneous appeal and order to take on file the delay petition filed as against the judgment and decree passed in M.C.O.P.No. 182/2018 dated 13.010.2023 on the file of the (Motor Accident Claims Tribunal) Principal Subordinate Judge, Kumbakonam.



ORDER



(Order of the Court was made by **P.VELMURUGAN.,J.**)

This Petition is filed to condone the delay of 436 days in filing this Civil miscellaneous appeal and order to take on file the delay petition filed as against the judgment and decree passed in M.C.O.P.No. 182/2018 dated 13.10.2023 on the file of the (Motor Accident Claims Tribunal) Principal Subordinate Judge, Kumbakonam.

2.Heard the learned counsel appearing on either side and perused the materials placed before this Court.

3.Though the reasons assigned by the Petitioner in his affidavit is not satisfactory, however, in order to give an opportunity to the Petitioner to contest the appeal on merits and in the interest of justice, this Petition is ordered and delay is condoned, however, on condition that the Petitioners/claimants are not entitled for interest for the default period.

4.Registry is directed to number the Civil Miscellaneous Appeal, if it is otherwise in order and list it for admission in the usual Course.

(P.VELMURUGAN J.) (L.VICTORIA GOWRI J.)
20-11-2025

vsn



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P.VELMURUGAN, J.
and
L.VICTORIA GOWRI, J



vsn

ORDER MADE IN
CMP(MD) NO. 12885 of 2025
IN
CMA(MD) SR NO. 40675 OF 2025

20.11.2025