

ORDERS ON I.A.No.I

Heard on I.A.No.I. Petitioner has filed application under Sec.5 of Limitation Act praying this court to condone 8 months, 16 days delay in filing the petition.

It is submitted in the affidavit that due to non-availability of police documents there is delay in filing the said petition. So therefore there is no intentional delay in filing the petition. Hence prays to allow the application.

Other side did not file any objections. Therefore objection taken as not filed. The grounds narrated out in the affidavit appears to be genuine and petition along with claim petition has filed police records. More particularly the accident information report which is treated as petition in accordance with the reported judgment of Hon'ble High Court of Madras, in **C.R.P.No.2558 of 2023, Malaravan vs Praveen Travels Private Limited.**

Therefore relying upon the said judgment this court is of the opinion that, there is no intentional delay and to avoid causing injustice to the petitioner, the delay can be condoned. So therefore this court proceed to pass the following:

ORDER

Application filed under Sec.5 of the
Limitation Act stands allowed.

Delay of 8 months, 16 days stands
condoned.

Claim petition taken on record for
disposal on merits.

(Santhosh Srivastava)
Addl. Senior Civil Judge and A.C.J.M.,
Udupi.

Call for issues by 11.02.2025