



CMP(MD) No.17270
in CMA(MD) SR No.69635 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04-06-2026

CORAM

THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

C.M.P(MD) No.17270 of 2025

in

C.M.A(MD)SR No.69635 of 2025

The United India Insurance Company Ltd.,
Rep.by its Branch Manager,
No.54-A Maithili Nivas, Palani Road,
Dindigul.

: Petitioner

Vs

1.J.Darathi

2.Minor.Daniya Melinda
D/o.Late.Jeya Frank Duff
(rep. By her mother and next friend J.Darathi)

3.Kulanthai Therasu

4.Mariya Joseph

5.Seetharaman

6.N.Selvam

: Respondents

For Petitioner : Mr.A.Shajahan,

For Respondents : Mr.S.Mohamed Axzhardeen Sharof, for R5 and R6.

: Mr.V.Thirumal, Legal Aid Counsel, for R2.

: No Appearance, for R1 to R4.



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This Civil Miscellaneous Petition filed under Section 173(1) of MV ACT, to condone the delay of 289 days in preferring the appeal against the order made in M.C.O.P.No.366 of 2024, on the file of the Motor Accident Claims Tribunal (Special District Judge No.11, to deal with MCOP Cases) Tiruchirappalli.

ORDER

The above petition has been filed seeking orders to condone the delay of 289 days in preferring the appeal, challenging the award, dated 08.07.2024 made in M.C.O.P.No.366 of 2024, on the file of the Motor Accident Claims Tribunal (Special District Judge No.11, to deal with MCOP Cases) Tiruchirappalli.

2.Heard the learned counsel for the petitioner as well as the learned Legal Aid counsel appearing for the second respondent and the learned counsel appearing for the respondents 5 and 6 and also perused the records.

3. The learned counsel appearing for the respondents would submit that the petitioner has not assigned any valid reason or ground for the delay of 289 days.

4.Considering the facts and circumstances of the case and also the reasons assigned and taking note of the submissions made on either side, this Court is inclined to allow the petition, but on terms. Hence, this petition will be allowed on payment of cost of Rs.2,000/- (Rupees Two Thousand only) by the petitioner, to the Madurai Bench of Madras High Court Advocates Welfare Fund [Indian Bank High Court Branch, Madurai, Current Account No.7087208431, IFSC IDIBI000H040], on



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or before 16.06.2026, failing which, the petition shall stand dismissed automatically.

5. Post the matter on 17.06.2026, ' for reporting compliance'.

04-06-2026

das

To

1.Motor Accident Claims Tribunal,
(Special District Judge No.11, to deal with MCOP Cases)
Tiruchirappalli.

2.The Officer Incharge,
Advocates Welfare Fund,
Madurai Bench of Madras High Court,
Madurai.