



CMP(MD)Nc
in CMA(MD)SR.No.104541 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 10-07-2026

CORAM

THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

CMP(MD) No.636 of 2026
in CMA(MD) SR.No.104541 of 2025

Marimuthu

**Petitioner/
Appellant**

Vs

- 1.A.Sebasthiyammal
- 2.A.James
- 3.S.Irudhayamary
- 4.S.Santhiyammal
- 5.J.Johnsirani
- 6.The Oriental Insurance Company Limited,
Divisional Office-1, Bangur Dharmasala Building,
3rd Floor, 6-A, West Veli Street,
Madurai District-625001.
- 7.The Branch Manager,
Chola MS General Insurance Company Limited,
No.3 and 4, Dindigul National High Road,
NH-7, Kalavasal, Arasaradi H.O.,
Madurai, Tamil Nadu.
- 8.A.Soosai

**Respondents/
Respondents**

This Civil Miscellaneous Petition filed under Section 173(1) of Motor Vehicles Act praying to condone the delay of 431 days in filing the appeal.



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For Petitioner: Mr.N.Balakrishnan, Advocate

For Respondents: Mr.A.Ilango, Advocate for R6

No appearance for R1 to R5, R7 & R8

ORDER

The above petition has been filed seeking orders to condone the delay of 431 days in filing the appeal, challenging the award passed in M.C.O.P.No.1871 of 2019 dated 06.06.2024 on the file of the Motor Accident Claims Tribunal / Special District Court to deal with MCOP cases, Madurai.

2. Despite receipt of notice, the respondents 1 to 5, 7 and 8 have not turned up.

3. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the sixth respondent.

4. The learned counsel appearing for the sixth respondent would submit that they are not having objections to condone the delay.

5. Considering the quantum of delay, this Court is inclined to condone the delay but on terms. Hence, this petition will be allowed on payment of cost of **Rs.3,000/- (Rupees Three 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 IDIB000H040], on or before **22.07.2026**, failing which, this petition shall stand dismissed automatically.

6. Post the matter on 23.07.2026 'for reporting compliance'.

10-07-2026

CSM

To

1.The Secretary,
(Advocates Welfare Fund),
Bar Council of Tamil Nadu and Puducherry,
High Court Campus, Chennai 104.

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