




Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
04.	21.9.07	<p>CMA 50/07</p> <p>Present: Mr. A.K. Upadhyaya, Sr. Advocate with Mr. Sudesh Joshi, Advocate for the Petitioner</p> <p>...</p> <p>This is an application for condonation of delay in presenting a Revisional Application from the final order and award passed by the Motor Accident Claims Tribunal at Namchi. There is a delay of 473 days. The award is for Rs.5,86,220/- with interest of 9 % per annum.</p> <p>It is extremely doubtful whether a Revisional Application at all lies or not. There is no question of admission without hearing the other side fully. Learned counsel for the applicant informs that notices have been served directly to the claimant. No A/D card has come back. Liberty to mention the matter once the A/D card is received and service is complete.</p> <p>A copy of this order should also be sent by Registered Post to the claimants before the Motor Accident Claims Tribunal. It is made abundantly clear that neither the presentation of the</p>	
Revisional Application nor the passing of this			

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		<p>order will in any manner stay any execution proceeding which might be pending there already or which might be made before the Claims Tribunal hereafter for obtaining satisfaction of the award in full.</p> <p>Notwithstanding what is stated above, unless a sum of Rs.3 lakh is paid by the Insurance Company to the claimant (payment and acceptance both shall be without prejudice) within a fortnight from the date hereof this Revisional Application will stand dismissed automatically in limine, without any further order having to be passed by this Court. Liberty to mention for further listing/hearing only after the money has been paid as above and accepted.</p> <p style="text-align: right;"> (A.N. Ray, CJ)</p>	