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CMP No. 3573 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-06-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

CMP No. 3573 of 2026

in

CMA No. 514 of 2021

1. Sathya
W/o. Late. Chinnapaiyan,
No.1/101-E, Bharathamatha Street,
Viswanathan Nagar,
Vennampatti Road,
Dharmapuri Town,
Dharmapuri Taluk and District.
2. Santhosh
S/o. Late. Chinnapaiyan,
No.1/101-E, Bharathamatha Street,
Viswanathan Nagar,
Vennampatti Road,
Dharmapuri Town,
Dharmapuri Taluk and District.
3. Sathish
S/o. Late. Chinnapaiyan,
No.1/101-E, Bharathamatha Street,
Viswanathan Nagar,
Vennampatti Road,
Dharmapuri Town,
Dharmapuri Taluk and District.
4. Muthuvedi (Died)
5. Chinnasamy
S/o.Late.Chinnamadhu alias Madhu,
Residing At No.3/114,
Ramarkoodal Village,
Pangunatham Post,
Dharmapuri District 636803



6. Ayammal
D/o.Late.Chinnamadhu alias Madhu,
No.2/184, Karungal Medu,
Koothapadi Village And Post,
Pennagaram Taluk,
Dharmapuri District 636810
7. Murugesan
S/o.Chinnamadhu alias Madhu,
No.1/284, Konangihalli Echanahalli Village,
Pennagaram Taluk,
Dharmapuri District 636813
8. Selvi
D/o.Late.Chinnamadhu alias Madhu,
No.280, Santharapatti Village,
Pennanagaram Post,
Pennagaram Taluk,
Dharmapudi District 636803
9. Nagajothi
D/o.Late.Chinnamadhu alias Madhu,
W/o.Vadivel,
No.1/88, Chinna Pungunatham Village,
Rajagollahalli Post,
Pennagaram Taluk,
Dharmapuri District 636813

..Appellant(s)

Vs

1. United India Insurance Company Ltd
Divisional Office,Tuticorin,
457, Victoria Extension Road,
Tuticcorin,
Tamil Nadu 628 002.
2. C.Balaji
S/o. Chinnaraj,
No.5/295, Nadur Village,
Bommidi Post,B.Thurinjipatti,
Pappiredipatti Taluk,
Dharmapuri District - 635 301.

..Respondent(s)



CMA No. 514 of 2021

United India Insurance Company Ltd
Divisional Office, Tuticorin, 457, Victoria
Extension Road, Tuticorin, Tamil Nadu State
628 002.

..Appellant(s)

Vs

1. Sathya
W/o. Late. Chinnapaiyan, No.1/101-e,
Bharathamatha Theru, Viswanathan Nagar,
Vennampatti Road, Dharmapuri Town,
Dharmapuri Tk And Dt.
2. Santhosh
S/o. Late. Chinnapaiyan, No.1/101-e,
Bharathamatha Theru, Viswanathan Nagar,
Vennampatti Road, Dharmapuri Town,
Dharmapuri Tk And Dt.
3. Sathish
S/o. Late. Chinnapaiyan, No.1/101-e,
Bharathamatha Theru, Viswanathan Nagar,
Vennampatti Road, Dharmapuri Town,
Dharmapuri Tk And Dt.
4. Muthuvedi(died)
W/o. Late. Nadugounder @ Madhu, No.1/101-e,
Bharathamatha Theru, Viswanathan
Nagar, Vennampatti Road, Dharmapuri
Town, Dharmapuri Tk And Dt.
5. C. Balaji
S/o. Chinnaraj, 5/295, Nadur Village,
Bommidi Post, B. Thuringipatti, Pappiredipatti
Tk, Dharmapuri Dt.
6. Chinnasamy
S/o.Late.Chinnamadhu @ Madhu, residing at
No.3/114, Ramarkoodal Village, Pangunatham
Post, Dharmapuri District 636803
7. Ayammal
D/o.Late.Chinnamadhu @ Madhu, W/o.Raja,
No.2/184, Karungal Medu, Koothapadi Village
and Post, Pennagaram Taluk,



Dharmapuri District 636810

8. Murugesan

S/o.Chinnamadhu @ Madhu, No.1/284,
Konangihalli Echanahalli Pennagaram Taluk,
Dharmapuri District 636813

9. Selvi

D/o.Late.Chinnamadhu @ Madhu, Wife of
Chinnavan, No.280, Santharapatti Village,
Pennanagaram Post, Pennagaram Taluk,
Dharmapudi District 636803

10. Nagajothi

D/o.Late.Chinnamadhu @ Madhu,
W/o.Vadivel, No.1/88, Chinna Pungunatham
Village, Rajagollahalli Post, Pennanagaram
Taluk,
Dharmapuri District 636813
(4th Respondent died. Respondents 6 to 10
brought on record as LR's of the deceased R-4
Viz.Muthuvedi vide court order
dated.04/08/2023 made in CMP
Nos.18634,18636 and 18639 of 2022 in CMA
No.514 of 2021 by RSMJ and VLNJ.)

..Respondent(s)

CMP No. 3573 of 2026

To modify the judgment and decree in C.M.A.No.514 of 2021 dated 12.04.2024 only with regard to apportionment of award amount along with accrued interest pertaining to deceased Muthuvedi among the petitioners herein being her Legal Heirs namely for the Petitioner No.1-3 each 1/18 share, and for the Petitioner No.5-9 each 3/18 share and thus render justice.

CMA No. 514 of 2021

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act against the award dated 17.02.2020 made in MCOP No.683 of 2017 on the file of the MACT (Special District Court) Dharmapuri.

CMP No. 3573 of 2026

For Appellant(s): Mr.S.Sathiaseelan

For Respondent(s): Mr.D.Bhaskaran for R1

**Order****(Order of the Court was made by S.M.Subramaniam J.)**

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The judgment and decree came to be passed on 12.04.2024 in C.M.A.No.514 of 2021. Thereafter, the 4th respondent/Muthuvedi, died. Consequently, the legal heirs of the deceased Muthuvedi are impleaded and brought on record.

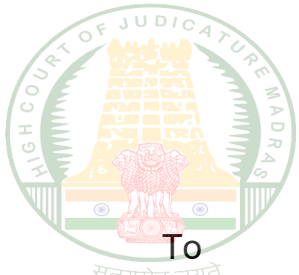
2. In view of the said position, the present petition has been filed seeking modification of the judgment and decree to enable the legal heirs to get their respective shares from and out of the compensation granted in Award dated 12.04.2024 in C.M.A.No.514 of 2021.

3. Learned counsel for the 1st respondent has no serious objection in allowing the petition for modification.

4. In view of the submissions made between the parties, this modification petition stands allowed. Therefore, the apportionment of award along with accrued interest pertaining to the deceased Muthuvedi, is to be shared between the legal heirs viz., for petitioner Nos.1 to 3, each 1/18 share and for petitioner Nos.5 to 9, each 3/18 share respectively. The legal heirs of Muthuvedi are at liberty to file appropriate petition before the Court concerned for withdrawal of their respective award amount as per their shares.

(S.M.S.,J.) (R.S.V.,J.)
25-06-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
vsi



To

1. United India Insurance Company Ltd
Divisional Office,
Tuticorin,
457, Victoria Extension Road,
Tuticcorin,
Tamil Nadu 628 002.

2. C.Balaji
S/o. Chinnaraj,
No.5/295, Nadur Village,
Bommidi Post,
B.Thurinjpatti,
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Dharmapuri District - 635 301.



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**S.M.SUBRAMANIAM J.
AND
R.SAKTHIVEL J.**

VSI

**CMP No. 3573 of 2026
and
CMA No. 514 of 2021**

25-06-2026