

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON
&
THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA**

TUESDAY, THE 24TH DAY OF NOVEMBER 2015/3RD AGRAHAYANA, 1937

MACA.No. 2273 of 2013 ()

**AGAINST THE AWARD IN OPMV 572/2007 of ADDL.D.C. & MACT, NORTH PARAVUR
DATED 10-06-2013**

APPELLANT(S)/3RD RESPONDENT IN THE O.P:

**NATIONAL INSURANCE CO.LTD
NORTH PARAVUR, REPRESENTED BY ITS MANAGER
NATIONAL INSURANCE CO.LTD, KOCHI REGIONAL OFFICE
OMANA BUILDING, PADMA JUNCTION, KOCHI - 35.**

BY ADV. SRI.A.R.GEORGE

RESPONDENT(S)/CLAIMANTS 1 & 2 IN THE O.P:

- 1. JAYASREE
W/O.DILEEP, SUDHA NIVAS, THEVARA - 682 013**
- 2. DIYA (MINOR)
REPRESENTED THROUGH HER NEXT FRIEND MOTHER AND NATURAL
GUARDIAN - JAYASREE
W/O.DILEEP, SUDHA NIVAS, THEVARA - 682 013**

**R-R1 & 2 BY ADV. SRI.REJI GEORGE
R1 & 2 BY ADV. SRI.GOPAKUMAR G. (ALUVA)
R1 & 2 BY ADV. SMT.ANUPAMA JOHNY
R1 & 2 BY ADV. SRI.UMESH.N.PAI
R1 & 2 BY ADV. SRI.BINOY DAVIS**

**THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING BEEN FINALLY HEARD
ON 24-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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**P.R.RAMACHANDRA MENON
&
ANIL K.NARENDRA, JJ.**

**M.A.C.A.No.2273 of 2013
&
C.O.No.154 of 2015**

Dated this the 24th day of November, 2015

JUDGMENT

P.R.RAMACHANDRA MENON, J.

This cross objection has been preferred in M.A.C.A.No.2273 of which is still to be admitted.

2. The factual position revealed from the proceeding is that the insurance company who is the appellant in M.A.C.A.2273 of 2015 is stated as aggrieved by the award dated 10.6.2013 passed by the Tribunal, whereby the liability has been mulcted upon the shoulders of the said company. Since the above appeal is not admitted, the cross objection is not maintainable; submits the learned counsel appearing for the appellant Insurance Company. It is also added by the learned counsel that, in view of the subsequent development, the appellant company is not intending to press the matter. Accordingly this appeal stands dismissed as not pressed. As a natural consequence, the cross objection also stands dismissed accordingly.

**Sd/-
P.R.RAMACHANDRA MENON
JUDGE**

**Sd/-
ANIL K.NARENDRA
JUDGE**

//TRUE COPY//

PA TO JUDGE

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