

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE P.N.RAVINDRAN
&
THE HONOURABLE MRS. JUSTICE ANU SIVARAMAN**

FRIDAY, THE 3RD DAY OF JULY 2015/12TH ASHADHA, 1937

MACA.No. 3028 of 2014 ()

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AGAINST THE AWARD IN OPMV 34/2010 of MOTOR ACCIDENTS CLAIMS TRIBUNAL,
KASARAGOD DATED 29-05-2014**

APPELLANT/3RD RESPONDENT:

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THE NATIONAL INSURANCE COMPANY LTD.
3RD FLOOR, HIGH LANE PLAZA, M.G.ROAD
KASARAGOD, REPRESENTED BY ITS MANAGER, REGIONAL OFFICE
M.G.ROAD, ERNAKULAM.**

BY ADV. SRI.LAL GEORGE

RESPONDENTS/CLAIMANT & RESPONDENTS 1 AND 2:

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- 1. ABDUL HAMEED, AGED 29 YEARS,
S/O.LATE FAREED HAJI, ARAFA MANZIL BAKIMAR
VORKADY VILLAGE, PAVOOR POST
KASARAGOD TALUK - 671 323.**
 - 2. KAMARUDEEN P
S/O.HASSAINAR, FAROOQ MANZIL, NEAR SCHOOL
PAVOOR POST, VORKADY VILLAGE
KASARAGOD TALUK - 671 323.**
 - 3. K.A.FAROOQ
S/O.ABDULLA, HOUSE NO. XXX/119, PADUPPIL HOUSE
NELLIKKUNNU BEACH, KASARAGOD VILLAGE
POST AND TALUK - 671 121.**

**R1 BY ADVS. SRI.JAWAHAR JOSE
SRI.ARUN AJAY SHANKAR**

**THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING BEEN FINALLY HEARD ON
03-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

vpv

P.N.RAVINDRAN & ANU SIVARAMAN, JJ.
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M.A.C.A.No.3028 of 2014
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Dated this the 3rd day of July, 2015

JUDGMENT

P.N.Ravindran, J.

The appellant is the third respondent in O.P.(M.V.)No.34 of 2010 on the file of the Motor Accidents Claims Tribunal, Kasargod. In this appeal, it challenges the award passed by the Motor Accidents Claims Tribunal to the extent it holds the insurer liable to pay the compensation awarded by the Tribunal. The appellant has now filed a memo dated 26.6.2015 to the effect that it is not desirous of prosecuting the appeal any further. In the light of the aforesaid memo, the instant appeal and the accompanying applications are dismissed as withdrawn.

Sd/-
P.N.RAVINDRAN
JUDGE

Sd/-
ANU SIVARAMAN
JUDGE

/true copy/

P.A. To Judge

vpv