

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE V.CHITAMBARESH**

**THURSDAY, THE 19TH DAY OF NOVEMBER 2015/28TH KARTHIKA, 1937**

**OP (MAC).No. 142 of 2015 (O)**

**(I.A. NO. 2894/2015 IN O.P.(MV) NO. 2077/2001 OF THE MOTOR ACCIDENTS CLAIMS  
TRIBUNAL, PERUMBAVOOR)**  
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**PETITIONER:**  
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**ALWIN K.WILSON  
AGED 15 YEARS, S/O. LATE WILSON  
KOLENCHERY HOUSE  
MANJAPRA P.O.,  
ERNAKULAM DISTRICT  
REPRESENTED BY HIS MOTHER JESSY  
W/O. LATE WILSON,  
THROUGH HER POWER OF ATTORNEY HOLDER  
JANCY, AGED 45 YEARS  
W/O. JOSE, THAIVALAPPIL HOUSE  
VELOOKKARA P.O.  
THRISSUR DISTRICT**

**BY ADVS.SRI.E.C.POULOSE  
SMT.BOBMY RAPHEAL.C**

**RESPONDENT:**  
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**THE NEW INDIA ASSURANCE COMPANY LIMITED  
BRANCH OFFICE  
ANGAMALY,  
ERNAKULAM DISTRICT  
683 572**

**BY SRI.A.A.ZIYAD RAHMAN, SC.**

**THIS OP (MAC) HAVING COME UP FOR ADMISSION ON 19-11-2015,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**OP (MAC).No. 142 of 2015 (O)**

**APPENDIX**

**PETITIONER(S) EXHIBITS:-**

- EXHIBIT P1 : TRUE COPY OF THE JUDGMENT DATED 7.4.2015 IN MACA NO. 1348/2009 OF THIS HO'BLE COURT**
- EXHIBIT P2 : TRUE COPY OF I.A. NO. 2894/2015 IN O.P. (MV) NO. 2077/2001 FILED BY THE PETITIONER BEFORE THE MOTOR ACCIDENTS CLAIMS TRIBUNAL, PERUMBAVOOR**
- EXHIBIT P3 : TRUE COPY OF THE ORDER DATED 7.8.2015 IN I.A. NO. 2894/2015 IN O.P.(MV.) NO. 2077/2001 OF THE MOTOR ACCIDENTS CLAIMS TRIBUNAL, PERUMBAVOOR**
- EXHIBIT P4 : TRUE COPY OF THE F.D. RECEIPT DATED 14.08.2015 OF BANK OF BARODA, PERUMBAVOOR BRANCH**

**RESPONDENT(S) EXHIBITS :- NIL**

**/TRUE COPY/**

**P.A. TO JUDGE.**

**DCS**

**V. CHITAMBARESH, J**

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**O.P.(MAC). NO. 142 OF 2015**  
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Dated this the 19<sup>th</sup> day of November, 2015

**JUDGMENT**

Heard the counsel for the petitioner and the Standing Counsel for the respondent.

2. I do feel that a substantial amount can be released to the petitioner to tide over the present situation. It is reported that the petitioner is dire need of money now to pay fee for his studies.

3. A sum of Rs. 50,000/- (Rupees Fifty Thousand Only) lying in deposit in O.P.(M.V.) No. 2077/2001 shall be released to the petitioner. Ext.P3 order of the Motor Accidents Claims Tribunal, Perumbavoor stands modified to the above extent.

The original petition is disposed of.

**V. CHITAMBARESH  
JUDGE**

DCS