

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.01.2016

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.No.1444 of 2016

A.Velumani

... Petitioner

Vs

Oriental Insurance Company Limited,
Rep. by its Divisional Manager,
No.15-1, Fort Main Road,
Shevapet, Salem 1.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus to direct the respondent to consider and pass orders on the representation of the petitioner dated 26.10.2013 with regard to the Insurance claim of the petitioner's vehicle namely, Mahindra Tanker Lorry bearing Registration No.TN-52 X 8543 and pay the insurance amount to the petitioner.

For Petitioner : Mr.V.V.Sairam
For Respondent : Mr.S.Manohar

ORDER

By consent, the writ petition is taken up for final disposal.

2.The petitioner has filed this writ petition, seeking a direction to the respondent to consider and pass orders on his representation dated 26.10.2013 with regard to the insurance claim of his vehicle viz., Mahindra Tanker Lorry bearing Registration No.TN-52 X 8543.

3.According to the petitioner, he is the owner of the vehicle viz., Mahindra Tanker Lorry bearing Registration No.TN-52 X 8543 and is engaged in the business of transporting acid. In the course of such business, on 26.10.2013, when the petitioner's vehicle was plying from Mettur to Karwar in Karnataka State, it was involved in an accident and was severely damaged. As the vehicle was insured with the respondent, the petitioner made a representation dated 26.10.2013 claiming insurance amount. Since the same was not considered so far, the petitioner has come forward with the present writ petition.

4.Heard Mr.V.V.Sairam, learned counsel for the petitioner and Mr.S.Manohar, learned standing counsel, who took notice for the respondent.

5.Considering the facts and circumstances of the case, this court, without going into the merits of the case, directs the respondent to dispose of the petitioner's representation dated 26.10.2013 on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

6.The writ petition is disposed of accordingly. No costs.

rk

s/d-
Assistant Registrar (CCC)

True Copy

Sub-Assistant Registrar

To

The Divisional Manager,
Oriental Insurance Company Limited,
No.15-1, Fort Main Road,
Shevapet, Salem 1.

+ 1 cc to Mr.V.V.Sairam, Advocate SR 2455

+ 1 cc to Mr.S.Manohar, Advocate SR 2568

(co)
prk25/1

W.P.No.1444 of 2016

सत्यमेव जयते
WEB COPY