



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Tuesday, the Twenty Ninth day of November Two Thousand Sixteen

PRESENT

The Hon`ble Mr.Justice S.M.SUBRAMANIAM

CMA(MD) No.645 of 2015

M/s.Oriental Insurance Company Ltd.,
Rep. by its Branch Manager,
6A, Lasons Road, Ganesh Complex,
Contonment, Trichy.

.. Appellant/2nd Respondent

Vs.

1.P.Kamatchi
2.N.Sumathi

..1st Respondent/Claimant
.. 2nd Respondent/1st Respondent

Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, preferred against the Judgment and decree of the Motor Accident Claims Tribunal-Cum- I Additional Subordinate Judge, Trichirappalli, dated 16/08/2012 made in M.C.O.P.No.1870/2006.

DECREE : This Appeal coming for hearing on this day, upon perusing the grounds of Appeal, award of the Tribunal below and material papers in the Appeal and upon hearing the arguments of Mr.C.Jawahar Ravindran, Advocate for the Appellant and the Respondents not appeared either in person or by an Advocate, this Court, while allowing the appeal, doth order and decree as follows :-

i) that the award passed by the I Additional Sub Judge,-Cum-Motor Accident Claims Tribunal, Trichirappalli, dated 16.08.2012 made in M.C.O.P.NO.1870 of 2006 be and hereby is set aside ;

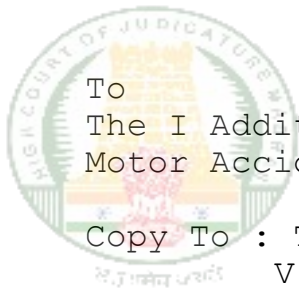
ii) that, the Appellant herein /Insurance Company be and hereby permitted to withdraw the deposited amount with proportionate accrued interest by filing necessary application before the Tribunal and ;

iii) that, there be no costs in this Civil Miscellaneous Appeal.

sd/-
Deputy Registrar (J)

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)



To
The I Additional Subordinate Judge,
Motor Accidents Claims Tribunal, Thirichirappalli.

Copy To : The Section Officer,
V.R. Section Officer,
Madurai Bench of Madras High Court, Madurai.

WEB COPY

+1CC to Mr.C.Jawahar Ravindran, Advocate Sr.No.74823

GJM/GSV/PM/4.1.17-2p-4C

DECREE

IN

CMA(MD) No.645 of 2015

Date :29/11/2016

Nature of the DECREE : Allowing this
Appeal preferred against the award
of the I Additional Sub Judge-Cum-
Motor Accident Claims Tribunal,
Trichirappalli, dated 16.08.2012,
made in MCOP.NO.1870/2006 and etc.,
as stated within.