



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

Monday, the Eleventh day of April Two Thousand Sixteen

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CMA(MD) No.1221 of 2011

Oriental Insurance Co.Ltd.,
Rep.by its Divisional Manager,
Madurai.

... Appellant / 2nd respondent

Vs.

1.S.Serkkai

... 1st Respondent / Petitioner

2.Mohammed Hussain

... 2nd Respondent / 1st respondent

Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, against the award of the Motor Accident Claims Tribunal, I Additional Sub Court, Madurai, dated 09.09.2009 and made in M.C.O.P.No.621 of 2006.

DECREE : This Civil Miscellaneous Appeal coming on for hearing on upon perusing the grounds of Appeal, the order of the Lower Court, and the Material papers in this Appeal and upon hearing the arguments of Mr.A.K.Baskara Pandiyan, Advocate for the Appellant, and MR.M.P.SENTHIL, Advocate for the first Respondent and the Second respondent not appearing either in person or by an Advocate, this Court while doth order and decree as follows :-

1) That the quantum of compensation of a Sum of Rs.53,000/- (Rupees fifty three thousand only) with interest at the rate of 7.5% per annum awarded by the Motor Accident Claims Tribunal(I Additional Sub Court) Madurai, dated 09.09.2009 made in M.C.O.P.No.642/2006 be and hereby is confirmed, and this Civil Miscellaneous Appeal is dismissed.

2) That the appellant be and hereby is not entitled to an order of pay and recovery.

3) That there be no order as to costs in this Civil Miscellaneous Appeal.

sd/-

Assistant Registrar (AS)

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)



TO
THE MOTOR ACCIDENT CLAIMS TRIBUNAL,
I ADDITIONAL SUBORDINATE JUDGE, MADURAI

+1CC to Mr.A.K.Baskara Pandiyan Advocate Sr.No.20521
+1CC to Mr.M.P.Senthil, Advocate Sr.No.20505

GJM/SKS/RR/14.6.16-2P-4C

DATED : 11/04/2016
DECREE
IN
CMA(MD) No.1221 of 2011

Dismissing the appeal preferred against the Judgment and Decree of the Motor Accident Claims Tribunal, I Additional Sub Court, Madurai dated 09.09.2009 made in M.C.O.P.No.621/2006 and etc., as stated within.