

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

Lok Adalat-I organised by the High Court Legal Services Committee

Friday, the 03rd day of March 2017

LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)
Presided over by

The Hon'ble Mr.JUSTICE K. SWAMIDURAI (Retd.)
and

Members

Mr. M.Sundarapandian

Mr. M. Sankar

C.M.A.No.3262 of 2014

(Appeal against the judgment and decree passed on
28.01.2013 made in M.C.O.P.No.3310 of 2011 on the file of the V
Judge, Small Causes Court, Motor Accidents Claims Tribunal,
Chennai).

M.Bhaskaran .. Appellant/Petitioner

Vs.

1.T.K. Murali

2.Cholamandalam MS General Insurance Co. Ltd.,

"Dare House" II Floor, NSC Bose Road,

Chennai - 600001. .. Respondents/Respondents

This case came up for settlement before the Lok Adalat.
Both parties are present. The learned counsel for the appellant
Mr.A.Sekar and the learned counsel for the 2nd respondent
Mr.N.Vijayaraghavan are present. After mutual discussion,
negotiation, mediation and conciliation between both parties,
they arrived at a compromise to settle the matter as follows:

TERMS OF SETTLEMENT

The Tribunal has awarded a sum of Rs.83,000/- with
interest at 7.5% per annum from the date of petition till the
date of deposit. It is represented by the learned counsel for
the appellant/claimant that the award amount has already been
deposited before the Tribunal and the same has been withdrawn by
the claimant / appellant.

2. Not satisfied with the award of the Tribunal, the
claimant / appellant has preferred the present appeal for

enhancement. Now, both the parties have agreed to a sum of Rs.60,000/- (Rupees Sixty Thousand Only) in full quit as additional compensation.

3. The second respondent / Insurance Company is directed to deposit the additional award amount within a period of eight weeks from the date of receipt of a copy of this order.

4. On such deposit, the claimant / appellant is permitted to withdraw the additional award amount without filing any formal petition. The Award is passed accordingly.

5. The Tribunal is directed to issue the cheque to the party concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

sd/-
M.Bhaskaran

sd/-
Counsel for the Appellant

sd/-
Cholamandalam MS General Insurance Co. Ltd.,
"Dare House" II Floor, NSC Bose Road,
Chennai - 600001.

sd/-
Counsel for the 2nd Respondent

This Lok Adalat award is passed in terms of the above settlement.

The Court fee paid shall be refunded to the appellant in the manner provided under the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

sd/-
Judge
sd/-
Member

sd/-
Member

Sd/-
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

To: The parties/Advocate concerned

Copy to:

1. The Motor Accidents Claims Tribunal, V Judge, Small Causes Court, Chennai.

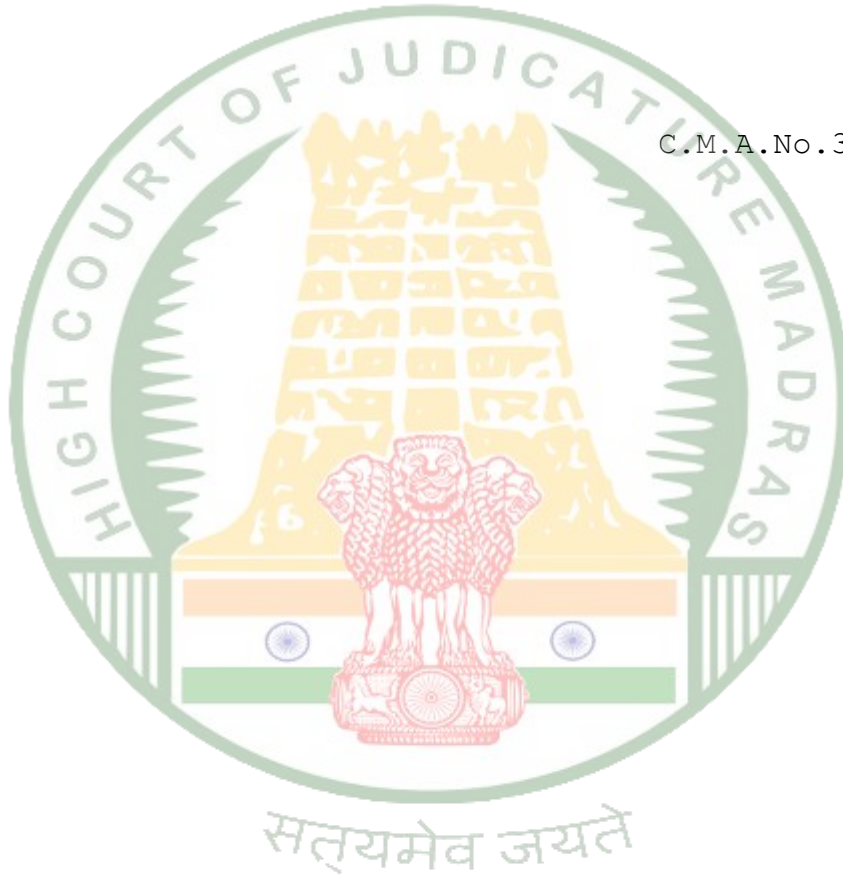
2. The Secretary, High Court Legal Services Committee, Chennai.

3. The Section Officer, V.R. Section, High Court, Madras.

4. The Section Officer, Lok Adalat Section, High Court, Madras. +2 copies

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