

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 27.02.2017

C O R A M

The Honourable **Mr.Justice S.Manikumar**
and

The Honourable **Mr.Justice M.Govindaraj**

Civil Miscellaneous Appeal No.804 of 2017
and

C.M.P.No.4161 of 2017

M/s.Shriram General Insurance
Company Limited
II Floor, City Centre Complex
No.66, Thirumalai Pillai Road
T.Nagar, Chennai - 600 017

... Appellant

Vs

1.S.Pankajam
2.E.S.Swapna
3.E.S.Sowmya
4.E.S.Ramkumar
5.R.Kalyani
6.Bujjammameriga

...Respondents

Prayer: Appeal filed under Section 173 of the Motor Vehicles Act, 1988 against the judgment and decree dated 19.12.2012, passed in M.C.O.P.No.1663 of 2010, by the Motor Accident Claims Tribunal, (XVII Additional District and Sessions Judge), Chennai.

For Appellant : Mr.B.Murugavel

J U D G M E N T
(Made by S.Manikumar,J)

Going through the judgment and decree, we do not find that M/s.Shriram General Insurance Company Limited, Chennai, has made out any prima facie case for admission. Added further, Mr.B.Murugavel, learned counsel for the insurance company/appellant, submitted that the entire award amount, without proportionate interest and cost, less the statutory deposit, credited to M.C.O.P.No.1663 of 2010, on the file of Motor Accident Claims Tribunal, (XVII Additional District and Sessions Judge), Chennai, has been withdrawn by the claimants/legal representatives of the deceased.

2. As there are no merits in the appeal, the same deserves to be dismissed. In view of the above, notice to respondents is waived.

Accordingly, Civil miscellaneous appeal is dismissed. However, there shall be no order as to cost. Consequently, the connected civil miscellaneous petition is closed.

(S.M.K.,J) (M.G.R.,J)
27.02.2017

Index : Yes/No

website : Yes/No.
ASR
To

The Motor Accident Claims Tribunal,
(XVII Additional District and Sessions Judge), Chennai.

S.MANIKUMAR,J

a n d

M.GOVINDARAJ,J

asr.

C.M.A.No.804 of 2017

and

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27/2/2017

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