



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Monday, the Thirtieth day of October, Two thousand and Seventeen

PRESENT

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.M.A.(MD)No.157 of 2015

Deputy Commissioner of Police,
Armed Reserve Police,
Coimbatore.

... Appellant/Respondent

Vs.

1.Sahaya Belcia

2.Panneerdoss

3.Minor Stanely Benidict

(Rep by 1st Respondent-his mother and natural guardian)

4.Sriya Pushpam

... Respondents/Claimants

Civil Miscellaneous Appeal is filed under section 173 of Motor Vehicles Act, 1988 against the Judgment and Decree of the I Additional District Judge, Motor Accidents Claims Tribunal, Tirunelveli dated 19.03.2008 and made in MCOP.No.502 of 2007.

DECREE: This Appeal coming on for hearing on this day upon perusing the grounds of Appeal, the order of the Lower Court and the material papers available in this case and upon hearing the arguments of Mr.D.Muruganantham, Special Government Pleader appearing on behalf of the Appellant and of Mr.G.Thalaimutharasu, Advocate for the Respondents 1 to 3, this Court doth order and decree as follows:-

(i)That the Award and Decree dated 19.03.2008 made in M.C.O.P No.502 of 2007 on the file of the Motor Accidents Claims Tribunal (I Additional District Court),Tirunelveli be and hereby are confirmed and the Civil Miscellaneous Appeal is dismissed;

(ii)That the Appellant be and hereby is directed to pay the compensation awarded by the Tribunal below, with interest at the rate of 7.5% per annum with Costs, less the amount already deposited if any, within a period of Eight weeks from the date of receipt of a copy of this order;

(iii)That on such deposit being made, the Respondents/Claimants are entitled to withdraw the same, less the amount already withdrawn if any, as apportioned by the Tribunal below, by filing a proper application before the Tribunal below;



(iv) And that there be no costs in this Civil Miscellaneous Appeal.

/True copy/

Sd/-

Assistant Registrar(RTI)

Sub Assistant Registrar

To

- 1.The I Additional District Judge,
Motor Accidents Claims Tribunal,
(I Additional District Court), Tirunelveli.
- 2.The Deputy Commissioner of Police, Armed Reserve Police,
Coimbatore.
- 3.The Record Keeper,
Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.G.THALAIMUTHARASU,Advocate,SR.84241

+1cc to M/S.Special Government Pleader,SR. 84554

DATED:30.10.2017

DECREE

C.M.A. (MD)No.157 of 2015
NATURE OF THE JUDGMENT:
Dismissing the Appeal
preferred against the award
dt.19.03.2008 in MCOP.No.502
of 2007 on the file of Motor
Accidents Claims Tribunal,(I
Additional District Judge),
Tirunelveli and giving
directions etc as stated
therein.

KK/KP/SAR 3/12.12.2017/ 2P- 6C/