



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

Friday, the Twentieth day of October, Two thousand and Seventeen
PRESENT

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

WEB COPY

C.M.A. (MD) .No.313 of 2015

Royal Sundaram Alliance Insurance Company Limited,
No.46, Whites Road,
Chennai 600 014.

... Petitioner

Vs.

1.Asan Gani,
S/o.Shahulhameed,
Jayam Store,
No.63,Tahsildar Pallivasal Street,
Madurai 625 001.

2.Nawab John,
S/o.Khader Bai,
S.N.M. Motor Works,
Kancheepuram Road,
Vandavasi,
Tiruvannamalai 604 408.

3.M/s.State Express Transports Corporation,
Chennai.

... Respondents

Prayer in CMA(MD) . 313/ 2015 :

Civil Miscellaneous Appeal is filed under Section 173 of the Motor Vehicles Act to set aside the fair and decretal order dated 29.08.2013 and made in MCOP No.1175 of 2013 MACT (Special Subordinate Judge), Tiruchirappalli and allow this CMA and thus render justice.

Decree: This Civil Miscellaneous Appeal is coming on for hearing on this day and 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.S.Srinivasaraghavan Advocate for the Appellant and of Mr.N.Sudhagar Nagaraj for the first respondent and of Mr.P.Prabhakaran Advocate for the third respondent, and none appeared on behalf of the second respondent, this Court doth order and decree as follows:

1.that the fair and decretal order dated 29.08.2013 and made in MCOP No.1175 of 2013 Motor Accident Claims Tribunal (Special Subordinate Judge), Tiruchirappalli be and hereby are confirmed and the Civil Miscellaneous Appeal is dismissed;



2.that there be and hereby no costs in this Civil Miscellaneous Appeal.

Sd/-

Assistant Registrar(RTI)

/True copy/

WEB COPY

Sub Assistant Registrar

To

1.The Motor Accidents Claims Tribunal
(Special Subordinate Judge), Tiruchirappalli.

2.Nawab John,
S/o.Khader Bai,
SNM Motor Works,
Kancheepuram Road,
Vandavasi, Tiruvannamalai-604 408.

Copy to:

The Section Officer,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.P.PRABHAKARAN,Advocate,SR.83082

+1cc to Mr.S.SRIVASARAGHAVAN,Advocate,SR.83079

DATED: 20.10.2017

DECREE

C.M.A. (MD) .No.313 of 2015

Dismissing this Civil
Miscellaneous Appeal etc., as
stated within.

KK/KP/SAR 3/13.12.2017/ 2P- 6C