



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.10.2017

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.M.A. (MD) No.856 of 2015

and

MP (MD) No.2 of 2015

The Branch Manager,
M/s.Oriental Insurance Company
Limited,
Dr.No.555/1, 1st Floor,
Maria Joseph Building,
Government Hospital Road,
Theni Town, Theni Taluk,
Theni District.

... Appellant/Respondent

Vs.

Selvam

... Respondent/Petitioner

Prayer: This Appeal is filed under Section 173 of Motor Vehicles Act, 1988, against the judgment and decree order made in MCOP.No.81 of 2010, dated 12.03.2012 on the file of the Motor Accidents Claims Tribunal, Sub Court, Uthamapalayam.

For Appellant : Mr.C.Ramachandran

For Respondent : No appearance.

JUDGMENT

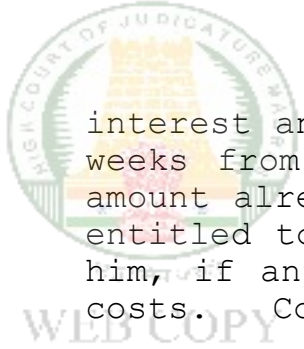
Oriental Insurance Company Limited has filed this appeal questioning the award dated 12.03.2012 made in MCOP.No.81 of 2010 on the file of Motor Accident Claims Tribunal, Sub Court, Uthamapalayam.

2.The respondent was riding his motor cycle on 25.02.2007 when it was involved in an accident. The vehicle bearing Registration No. TN 60 X 3886 was registered with the appellant insurance company. The claimant had paid extra premium and therefore the appellant was obliged to pay him compensation.

3.The Tribunal by the impugned award directed the appellant to pay a sum of Rs.35,000/- with interest at the rate of 7.5% per annum. The claimant had suffered 15% disability. The impugned award cannot be said to be excessive. There is no merit in this appeal.

<https://hcservices.ecourts.gov.in/hcservices/>

4.Therefore, this appeal is dismissed. The appellant is directed to deposit the entire compensation amount with accrued



interest and costs as awarded by the Tribunal within a period eight weeks from the date of receipt of a copy of this order, less the amount already deposited, if any. On such deposit, the claimant is entitled to withdraw the same, less the amount already withdrawn by him, if any, by filing proper application before the Tribunal. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (CRL. SIDE)
/True Copy/

Sub Assistant Registrar

To

The Subordinate Judge,
Motor Accident Claims Tribunal, Uthamapalayam.

Copy to:

Mr.Selvam,
S/o.Vennimalai Thevar,
Door No.120, Ward No.12,
North Ratha Veethi, Uthamapalayam Town,
Uthamapalayam Taluk, Theni District.

+1cc to Mr.C.RAMACHANDRAN Advocate in SR. No. 84052
SKM
JS/GT/SAR.1/15.11.2017/2P-4C

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