

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday the 8th day of September 2018
NATIONAL LOK ADALAT AWARD
(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided over by

The Honourable Mr. JUSTICE M.V.MURALIDARAN

and

Members:

Mr.A.Manivasakan (District Judge Rtd.,)
Mr.M.Damodharan

C.M.A.No.1656 of 2000

(Appeal against the award made in M.C.O.P.No.1357 of 1994, dated 27.11.1997 on the file of the Motor Accident Claims Tribunal/ III Judge, Small Causes Court, Chennai)

Kuppammal

... Appellant

Vs.

1.S.Babu
2.United India Insurance Company Ltd.,
Motor Third Party Claims Road,
No.38, Anna Salai,
Chennai - 600 002.

.. Respondents

Though the matter is not in the list, at the request of both the parties this case is taken up for settlement before the National Lok Adalat. Both the parties are present. Mr.A.Shanmugaraj, learned counsel appearing for the appellant and Mr.S.Arunkumar, learned counsel appearing for second respondent. 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.30,000/- [Rupees Thirty Thousand only] with interest at the rate of 12% per annum from the date of the petition till the date of deposit of the award amount. Aggrieved by the said award, the appellant has preferred the present appeal.

2. After due deliberation and consultation, both the parties have agreed for further amount of Rs.40,000/- (Rupees Forty Thousand Only) over and above the award passed by the tribunal in full quit (inclusive of interest).

3. The second respondent / Insurance Company is directed to deposit the above said enhanced amount of Rs.40,000/- over and above the award passed by the Tribunal as compensation in full quit (inclusive of interest) within a period of eight weeks from the date of receipt of a copy of this order. On such deposit, the appellant/claimant is permitted to withdraw the modified award amount, less the amount already withdrawn by him, without filing any formal petition. Award is modified accordingly.

4. Accordingly, the Tribunal is directed to transfer the amount through RTGS to the parties on proper identification in accordance with the terms of the award, without insisting on any formal petition. The Award is passed accordingly.

The Civil Miscellaneous Appeal is disposed of accordingly. Consequently, the connected MP, if any, is closed.

Kuppammal

Counsel for Appellant

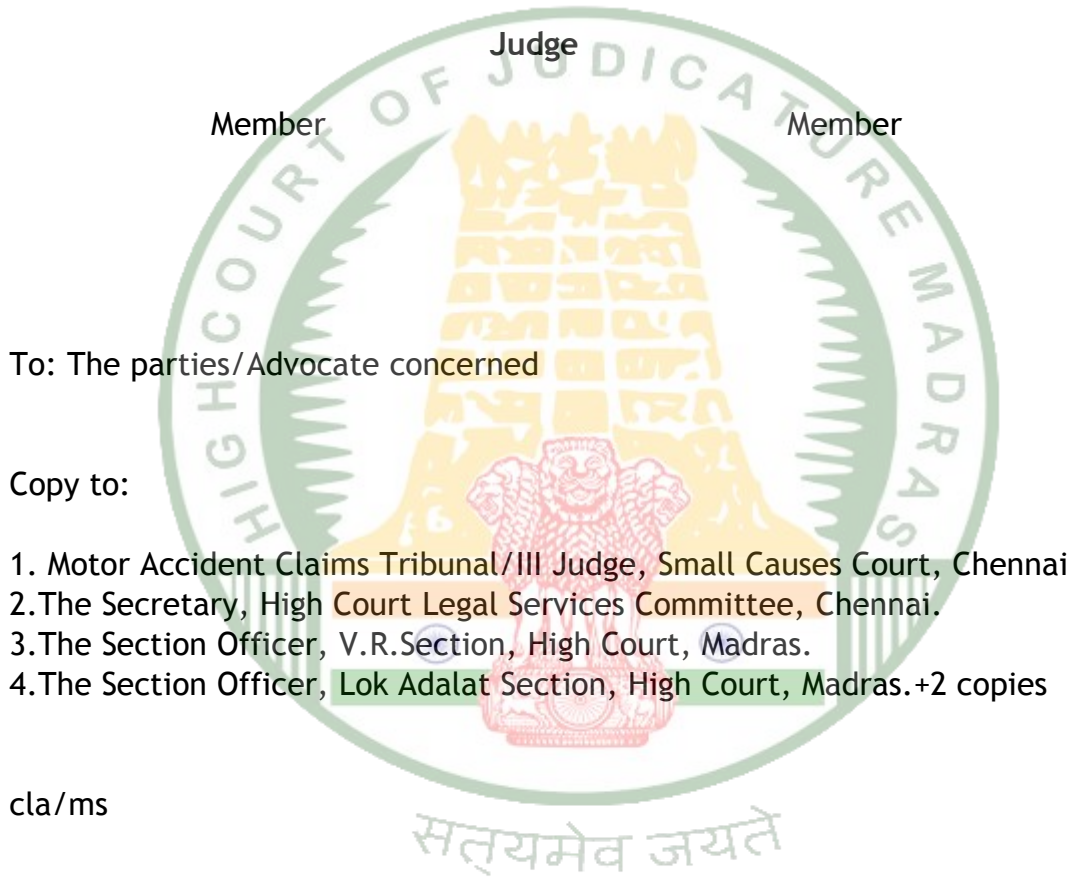
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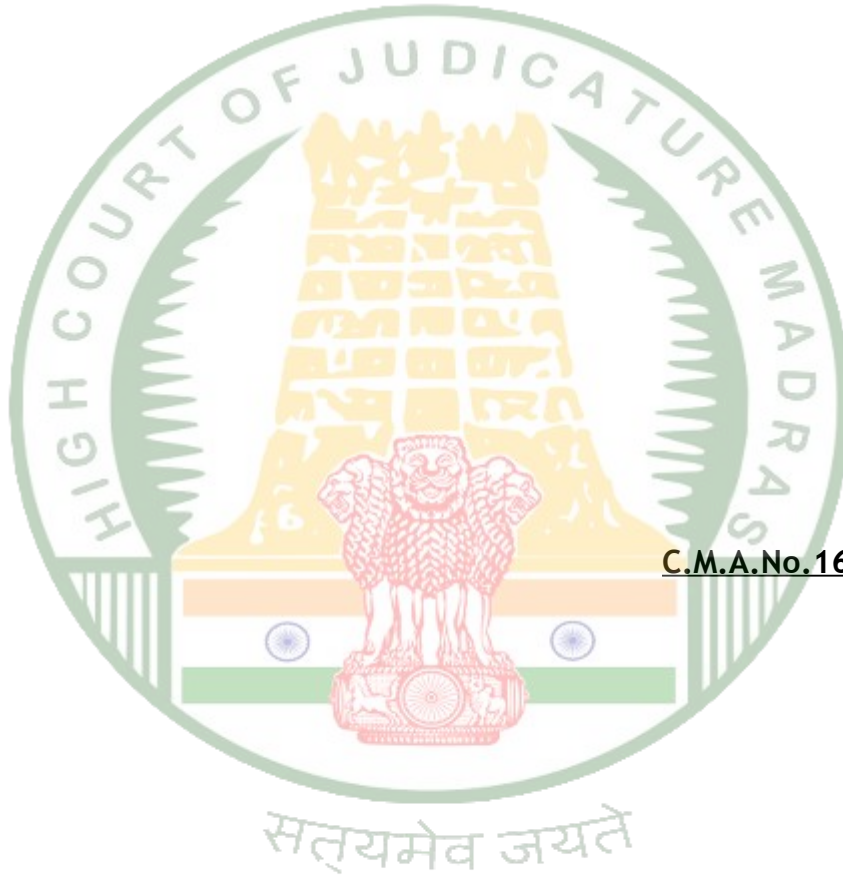
This Lok Adalat award is passed in terms of the above settlement.

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and 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.



M.V.MURALIDARAN., J

cla/ms



C.M.A.No.1656 of 2000

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