

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
Lok Adalat-I organised by the High Court Legal Services
Committee

Monday, the 02nd day of April 2018
LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act,
1987)

Presided over by

The Hon'ble Mr.JUSTICE N.V.BALASUBRAMANIAN (Retd.)
and

Members

Mr. G.Dharmaraj

Mr. S.Sujatha

C.M.A.No.3282 of 2017

(Appeal against the judgment and decree dated 17.08.2017
made in M.C.O.P.No.3695 of 2014 on the file of the V Judge
Motor Accidents Claims Tribunal, (Court of Small Causes),
Chennai

K.Vimala

.. Appellant

Vs.

1. A.Indiraraj

2. The Oriental Insurance Co., Ltd.,
Motor Third Party Claims - HUB,
No.216, Prakasam Salai, Broadway,
Chennai 600 118.

.. Respondents

This case came up for settlement before the Lok
Adalat. Both parties are present. Mr.T.Senthilvel, for
Mr.M.Swamikannu learned counsel for the appellant and
Mr.S.Manokar learned counsel for the second respondent and
Mrs.Hemalatha Shankar Deputy Manager, Oriental Insurance
Company are present. 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.78,900/- per
annum from the date of filing of petition. It is represented
by the learned counsel for the appellant / claimant that the
award amount has already been deposited before the Tribunal
and the same has been withdrawn by the claimant / appellant.

2. Not satisfied with the award of the Tribunal, the
claimant / appellant has preferred the present appeal for
enhancement. Now, both the parties have agreed to a sum of
Rs.22,000/- (Rupees Twenty Two Thousand only) in full quit as
additional compensation in addition to the awarded amount.

3. The second respondent / Insurance Company is directed to deposit the additional award amount within a period of six weeks from the date of receipt of a copy of this order.

4. On such deposit, the appellant / claimant is permitted to withdraw the additional award amount without filing any formal petition before the Tribunal, if awarded amount is already withdrawn. The Award is passed accordingly.

5. The Tribunal is directed to issue the cheque to the party concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

Sd/-
K.Vimala

Sd/-
Counsel for the Appellant

Sd/-
The Oriental Insurance Co., Ltd.,
Motor Third Party Claims - HUB,
No.216, Prakasam Salai, Broadway, Chennai 600 118.
Sd/-
Counsel for the Respondent

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

The Court fee paid shall be refunded to the appellant in the manner provided under 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.

Sd/-
Judge
सत्यमेव जयते

Sd/-
Member

Sd/-
Member

WEB COPY

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

Copy to:

- 1.The Motor Accidents Claims Tribunal, (Court of Small Causes), Chennai
- 2.The Secretary, High Court Legal Services Committee, Chennai.
- 3.The Section Officer, V.R.Section, High Court, Madras.
- 4.The Section Officer, Lok Adalat Section, High Court, Madras.+2 copies

RJI (CO)
sm:28.4.2018

C.M.A.No.3282 of 2017



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