



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.07.2018

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THE HONOURABLE MRS.JUSTICE J.NISHA BANU

**C.M.A(MD) .No.1300 of 2016
and
C.M.P. (MD) .No.11173 of 2016**

The Branch Manager,
New India Assurance Company Limited,
41-B, Victoria Street,
Thoothukudi - 628 001.

... Appellant / 2nd respondent

Vs.

1.Sankaralingam .. 1st respondent / Petitioner/Claimant

2.Priya ... 2nd respondent / 1st respondent

(Notice to the 2nd respondent dispensed with, as per the order of the Court dated 14.12.2017)

PRAYER:- Appeal filed under Section 30 of the Workmen's Compensation Act, against the award, dated 30.11.2009, made in W.C.No.463 of 2006 on the file of the Workmen Compensation Commissioner (Deputy Commissioner of Labour), Tiruchirapalli.

For appellant : Mr.G.Prabhu Rajadurai

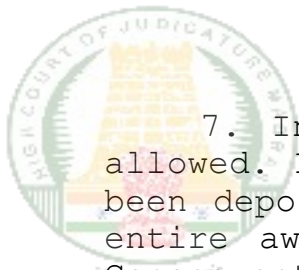
For 1st respondent : Mr.K.Sureshkumar

JUDGMENT

Heard the learned counsel appearing for the appellant / Insurance Company and the learned counsel appearing for the first respondent / claimant.

2. It is a case of injury. The manner of the accident is not in dispute. The Deputy Commissioner of Labour has awarded a sum of Rs.56,587/- as compensation. This appeal has been filed by the appellant / Insurance Company questioning the liability.

3. This appeal was admitted on the following substantial questions of law:



7. In the result, this Civil Miscellaneous Appeal is partly allowed. It is represented that the entire award amount has already been deposited. Hence, the claimant is permitted to withdraw the entire award amount with accrued interest and costs. No costs. Consequently, connected miscellaneous petition is closed.

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Sd/-

Assistant Registrar(CRL SIDE)

// True Copy //

Sub Assistant Registrar(CS)

gcg

To

1.The Workmen Compensation Commissioner,
Deputy Commissioner of Labour,
Tiruchirapalli.

Copy to

The Record Keeper,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai. (2 copies)

+1CC TO MR.G.PRABHU RAJADURAI, Advocate Sr. No.74235

+1CC TO MR.K.SURESH KUMAR, Advocate Sr. No. 74301

Judgment in
C.M.A(MD) .No.1300 of 2016
19.07.2018

KMK(CO)

TR (18.06.2019) 4P 6C