



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

Monday, the Sixteenth day of July Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice K.RAVICHANDRABAABU
and
The Hon`ble Mrs.Justice T.KRISHNAVALLI

CMP(MD) No.5398 of 2018
IN
CMA(MD) No.358 of 2018

1 VETHAMBAL
2 MUTHUVEERA SIVAGAMI
3 NALLASIVAN
4 SIVAGAMI

... PETITIONERS/RESPONDENTS

Vs

1 THE ORIENTAL INSURANCE COMPANY LIMITED.,
THROUGH ITS BRANCH MANAGER,
OFFICE AT NO.144, MAIN ROAD, VALLIYOOR -
TIRUNELVELI DISTRICT.

... APPELLANT/RESPONDENT

RAJAN (DIED)

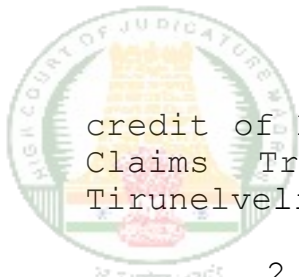
2 RAMALAKSHMI
3 PACKIATHAI

... RESPONDENTS

(2nd AND 3rd RESPONDENTS REMAINED EXPARTE
BEFORE THE LEARNED LOWER COURT)

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to permit the petitioner to withdraw 50% of the award amount with entire accrued interest and cost in the credit of M.C.O.P.No.281 of 2013 on the file of the Motor Accidents Claims Tribunal, 1st Additional District and Sessions Judge, Tirunelveli and thus render justice.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.R.JIM, Advocate for the petitioner and of MR.K.BHASKARAN, Advocate, on behalf of the Respondents the court made the following order:-



credit of M.C.O.P.No.281 of 2013 on the file of the Motor Accidents Claims Tribunal, 1st Additional District and Sessions Judge, Tirunelveli.

2. Heard the learned counsel for the petitioner and the learned counsel appearing for the 1st respondent/Insurance Company.

3. The learned counsel appearing for the 1st respondent/Insurance Company has strongly opposed this petition.

4. In the interest of justice, this Court is inclined to permit the petitioner to withdraw 35% of the deposited amount. Accordingly, the petitioner is permitted to withdraw 35% of the deposited amount in the credit of M.C.O.P.No.281 of 2013 on the file of the Motor Accidents Claims Tribunal, 1st Additional District and Sessions Judge, Tirunelveli..

sd/-
16/07/2018

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE MOTOR ACCIDENT CLAIMS TRIBUNAL,
I ADDITIONAL DISTRICT AND SESSIONS JUDGE,
TIRUNELVELI

+1. C.C. to M/R.R.JIM, Advocate SR.No.13188
+1. C.C. to M/R.K.BASKARAN, Advocate SR.No.13120

ORDER
IN
CMP(MD) No.5398 of 2018
IN
CMA(MD) No.358 of 2018
Date :16/07/2018

PK/JC/ASVM/19.07.2018 : 2P/4C