



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

(Civil Appellate Jurisdiction)

Tuesday, the Ninth day of October Two Thousand Eighteen

PRESENT

The Hon'ble Ms.Justice V.M.VELUMANI

CMA(MD) . No.806 of 2013

M/S.NATIONAL INSURANCE CO.LTD.
BRANCH OFFICE NO.2
JEROME BUILDING I FLOOR
FORT STATION ROAD
TRICHY-2.

... Appellant(s)

Vs

- 1 M.DHANAPACKIAM
W/O.MUTHU, ANDIPATTI VILLAGE, NACHANALLUR,
KULITHALAI TALUK, KARUR DISTRICT.
- 2 M.RAMACHANDRAN,
S/O.MUTHUSAMY, NO.189-G, VALLUVAR NAGAR, R.
NACHALUR-639 112. KULITHALAI TALUK, KARUR
DISTRICT.

... Respondent(s)

Prayer:- Civil Miscellaneous Appeal is filed under section 173 of the Motor Vehicles Act, 1988, preferred against the judgment and decree of the I ADDITIONAL SUB JUDGE,MACT, TIRUCHIRAPPALLI, dated 27/03/2012 made in MCOP.937/2005.

DECREE:- This Civil Miscellaneous Appeal having come up for final hearing on this date, upon perusing the grounds of Appeal, the order of the Tribunal and the material papers to the Appeal and upon hearing the arguments of MR.N.MURUGESAN, Advocate for the Appellant and of MR.N.SUDHAGAR NAGARAJ, Advocate for the first respondent, and second respondent not appeared either in person or by an Advocate, this Court, doth order and decree as follows:-



(1) That the award passed by the I ADDITIONAL SUB JUDGE, MACT, TIRUCHIRAPPALLI, dated 27/03/2012 made in MCOP.937/2005 be and hereby is confirmed and the Civil Miscellaneous Appeal is dismissed.

(2) That the claimants is permitted to withdraw the award amount already deposited by the Appellant, by filing necessary application before the Tribunal; and

(3) That there be no costs in this Civil Miscellaneous Appeal.

Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

TO

The I ADDITIONAL SUB JUDGE, MACT,
TIRUCHIRAPPALLI

Copy to:

The Record Keeper,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.N.MURUGESAN, Advocate (SR-89963 dated 11/10/2018)

ORDER DATED : 09/10/2018

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DECREE

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CMA (MD) . No.806 of 2013

Nature of Decree:- Dismissing
the Civil Miscellaneous
Appeal preferred against the
judgment and decree of the I
ADDITIONAL SUB JUDGE,
TIRUCHIRAPPALLI MACT, dated
27/03/2012 made in MCOP.
937/2005.

ES/28.02.2019/2P/5C