

THE HON'BLE SRI JUSTICE T.AMARNATH GOUD

M.A.C.M.A. NO.2584 OF 2014

JUDGMENT:

This appeal is preferred by the appellant/APSRTC questioning the order of the Motor Accident Claims Tribunal-cum- Chief Judge, City Civil Courts, Hyderabad (for short, the Tribunal) in M.V.O.P.No.1850 of 2010 dated 06.05.2013.

2. The brief facts of the case are that on 05.05.2010 at about 7.30 pm., while one Bijender (hereinafter he is referred to as the deceased) was traveling in an auto bearing No.AP4V 9300 from Ibrahimpatnam to go to Mogullavampu Village, and when the said auto reached near Gungal Gate on Sagar Road, one APSRTC bus bearing No.AP11Z 1745 came in a rash negligent manner and dashed the said auto. In the said accident, the deceased sustained bleeding injuries all over the body and died on the spot. The respondents/claimants who are mother, father and unmarried sisters of the deceased, filed the claim petition seeking compensation of Rs.6,00,000/- for the death of the deceased.

3. In the claim petition, the appellants-RTC filed a counter denying the allegations and contended that the amount claimed by the claimants is highly excessive and that they are not liable to pay any compensation and therefore prayed to dismiss the claim petition.

4. After considering the oral and documentary evidence on record, the Tribunal came to the conclusion that the accident occurred due to the rash and negligent driving of the driver of the

RTC bus and awarded total compensation of Rs.4,95,000/- under various heads, with interest at the rate of 6% per annum. Aggrieved by the said order, the appellant/RTC filed the present appeal.

5. Heard.

6. A perusal of the order reveals that the Tribunal passed a well considered order by taking into consideration all the aspects. Therefore, I see no reason to interfere with the order of the Tribunal and the appeal is liable to be dismissed.

7. Accordingly, the Motor Accident Civil Miscellaneous Appeal is dismissed. Miscellaneous petitions pending, if any, shall stand dismissed. No order as to costs.

Date: 29-11-2018
TJMR

T.AMARNATH GOUD, J

