

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

Thursday, the 31st day of January 2019

LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE T.N.VALLINAYAGAM (Retd.)

and

Members

Mrs.M.Rajalakshmi, District Judge,

Mrs.K.M.Valsala Kumari, Advocate

C.M.A.No.1574 of 2016

(Appeal against the judgment and decree dated 20.01.2016
made in M.C.O.P.No.3543 of 2013 on the file of the Motor
Accidents Claims Tribunal, Special Sub Court No.I Small Causes
Court, Chennai)

N.R.Kanniappan

.. Appellant

Vs.

1. P.Devaram - was set exparte in the Trial Court

2. The New India Assurance Company Limited,
Motor Third Party Claims Cell,
No.45, Moore Street,
Chennai - 600 001.

.. Respondents

This case came up for settlement before the Lok Adalat.
Both parties are present. T.Senthilvel Murugan, and
Mr.M.Samikannu, Counsel for the Appellant and Mr.J.Chandran,
Counsel for the Second Respondent 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.1,78,000/- with
interest at 7.5% per annum from the date of filing of the
petition till its realisation. 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withdrawn by the appellant / claimant.

2. Not satisfied with the award of the Tribunal, the
appellant / claimant has preferred the present appeal for

enhancement. Now, both the parties have agreed to a sum of Rs.1,70,000/- (Rupees One Lakh Seventy Thousand only) in full quit as additional compensation.

3. The second respondent / New India Assurance 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 entitled to withdraw the additional award amount. The Award is passed accordingly.

5. On such deposit, the appellant / claimant shall withdraw the additional award amount by filing appropriate application and the payment is to be made through RTGS. Accordingly, this Civil Miscellaneous Appeal is disposed of.

Sd/-
N.R.Kanniappan

Sd/-
Counsel for the Appellant

Sd/-
The New India Assurance Company Limited,
Motor Third Party Claims Cell,
No.45, Moore Street,
Chennai - 600 001.

Sd/-
Counsel for the 2nd Respondent

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

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and 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

Sd/-
Member

Sd/-
Member

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To: The parties/Advocate concerned
Copy to:

1. The Motor Accidents Claims Tribunal,
Special Sub Court No.I Small Causes Court,
Chennai.

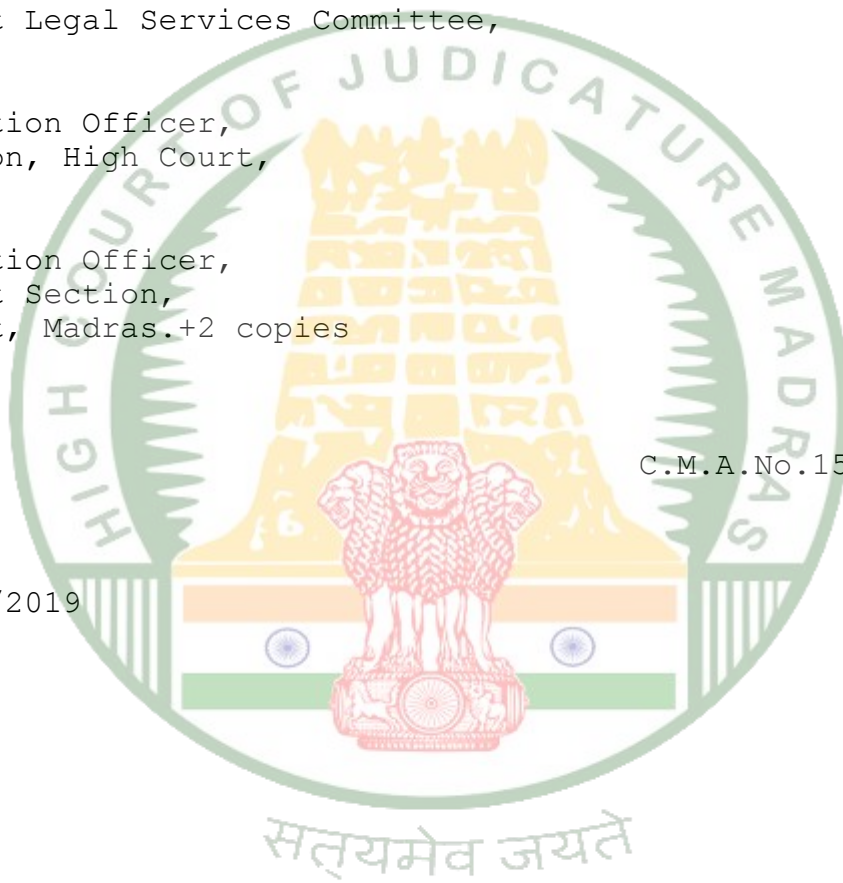
2. The Secretary,
High Court Legal Services Committee,
Chennai.

3. The Section Officer,
V.R. Section, High Court,
Madras.

4. The Section Officer,
Lok Adalat Section,
High Court, Madras. +2 copies

C.M.A.No.1574 of 2016

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