



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.03.2019

CORAM:

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

C.M.A.No.1571 of 2019

1.Kamala

2.Jeyakumar

.. Appellants/Claimants

Vs.

1.R.Arvinth

2.The New India Assurance Co. Ltd.,
No.45, Moore Street,
Parrys, Chennai 01.

.. Respondents/Respondents

Prayer: This Civil Miscellaneous Appeal is filed under Section 173 of Motor Vehicles Act, 1988, against the award dated 26.09.2018, made in M.C.O.P.No.4457 of 2015, on the file of the V Small Causes Court, (Motor Accident Claims Tribunal), Chennai.

For Appellants : Mr.K.Varadha Kamaraj

J U D G M E N T

This Civil Miscellaneous Appeal has been filed by the appellants/claimants seeking enhancement of the compensation granted by the Tribunal in the award dated 26.09.2018, made in M.C.O.P.No.4457 of 2015, on the file of the V Small Causes Court, (Motor Accident Claims Tribunal), Chennai.

2.The appellants/claimants filed M.C.O.P.No.4457 of 2015, on the file of the V Small Causes Court, (Motor Accident Claims Tribunal), Chennai, claiming a sum of Rs.10,00,000/- as compensation for the death of Periasamy, who died in the accident that took place on 11.01.2015. The Tribunal considering the pleadings, oral and documentary evidence, held that the accident occurred only due to rash and negligent riding by the 1st respondent, rider-cum-owner of the motorcycle and directed the 2nd respondent-Insurance Company to pay a sum of Rs.4,30,000/- as compensation to the appellants. Not being satisfied with the amount granted by the Tribunal in the award dated 26.09.2018, made in M.C.O.P.No.4457 of 2015, the appellants have come out with the present appeal.



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

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+1 CC to Mr.K.Varadha Kamaraj, Advocate sr 19604.

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KJ (CO)
SP (16/10/2019)