

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday, the 13th July 2019

LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE M.GOVINDARAJ

and

Members

Mr.A. Selvados (District Judge)

Mr.S.Panneerselvam (Advocate)

C.M.A.No.2317 of 2016 & CMP.16310 of 2016

(Appeal against the judgment and decree passed on 28.4.2016 made in M.C.O.P.No.160 of 2013 on the file of the Motor Accident Claims Tribunal, Subordinate Court, Vaniyambadi)

The Managing Director,
Tamilnadu State Transport Corporation,
(Villupuram) Ltd, Vellore Region, Vellore

.. Petitioner

/vs/

Kamalammal

.. Respondent

This case is taken up for settlement before the Lok Adalat. Both the parties are present. **Mr.K.J.Sivakumar**, learned counsel for the Appellant and **Mr.T.S.Baskaran**, learned counsel for the 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.4,80,000/-, with interest at 6% per annum, from the date of petition, till the date of deposit. Aggrieved by the award of the Tribunal, the appellant / Transport Corporation had preferred the present appeal.

2. After due deliberation and consultation, both the parties have agreed to modify the award of the Tribunal to a sum of Rs.5,50,000/- (Rupees five lakhs fifty thousand only) in full quit as compensation.

3. The appellant / Transport Corporation is directed to deposit the amount of compensation now arrived at today, less the amount already deposited, i.e., Rs.25,000/-

(Rupees twenty five thousand only), within a period of six weeks from the date of receipt of a copy of this order, to the credit of M.C.O.P.No.160 of 2013, on the file of the Motor Accident Claims Tribunal, Subordinate Court, Vaniyambadi. On such deposit being made, the respondent / claimant is permitted to withdraw the amount on filing proper applications.

4. The Tribunal is directed to transfer the above said award amount to the Bank account of the respondent / claimant by way of NEFT / RTGS, on proper identification, in accordance with the terms of the award, without insisting on any formal permission petition.

5. The Civil Miscellaneous Appeal is disposed of accordingly. No costs. Consequently, connected civil miscellaneous petition is closed.

The Managing Director,
Tamilnadu State Transport Corporation,
(Villupuram) Ltd, Vellore Region, Vellore

Counsel for the Appellant

Kamalammal

Counsel for the respondents

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.

Judge

Member

Member

To: The parties/Advocate concerned

Copy to:

1. Motor Accident Claims Tribunal, Subordinate Court, Vaniyambadi
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



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M. GOVINDARAJ, J.

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C.M.A.No.2317 of 2016

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13.07.2019