

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI  
National Lok Adalat organised by the High Court Legal Services Committee  
Saturday, the 14<sup>th</sup> September, 2019

**NATIONAL LOK ADALAT AWARD**

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

Presided by

The Hon'ble Mrs.JUSTICE V. BHAVANI SUBBAROYAN  
and

Members

Mr.V.Paul Das  
Mr.Narayanamoorthy, Advocate

C.M.A.No.2790 of 2016 and C.M.P.No.20247 of 2016  
in M.C.O.P.No.2673 of 2013

(Appeal against the Judgment and Decree passed on 15.04.2016,  
made in MCOP.No.2673 of 2013 on the file of the Motor Accident Claims  
Tribunal, 1st Additional Sub Judge, Cuddalore.)

Reliance General Insurance Co., Ltd.,  
Royer's Towers, 2nd Floor,  
2nd Avenue, Annanagar,  
Chennai

.. Appellant

Vs.

1. Masilamani (died)
2. V.Palaniyappan (set ex-parte before the Tribunal)
3. Nagarajan
4. Nagalakshmi

(R3 and R4 impleaded as Legal Heirs of deceased first respondent vide order  
dated 14.07.2017 made in C.M.P.No,6405 of 2017 by RPSJ and ADJCJ)

.. Respondents

This case came up for settlement before the Lok Adalat. Both the  
parties are present. Mr.S.Arunkumar, learned counsel for the appellant and  
Mr.R.Sreedhar, learned counsel for the respondents 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**

This Appeal has been filed against the judgment and decree dated  
15.04.2016, made in MCOP.No.2673 of 2013 on the file of the Motor Accident  
Claims Tribunal, 1st Additional Sub Judge, Cuddalore, claiming a sum of  
Rs.30,00,000/- as compensation.

2.The appellant represented by their counsel assisted by its Manager;  
and the respondents represented by their counsel are present today.

3. The Tribunal has awarded a sum of Rs.37,51,640/- as compensation, in which, the insurance company has already deposited the said amount along with interest. After great deliberation and discussion, both the parties compromised/settled the disputed claim at Rs.40,77,577/- (Rupees Forty Lakhs Seventy Seven Thousand Five Hundred and Seventy Seven only) with accrued bank interest, if any.

4. It is represented that the amount has already been deposited by the Insurance Company and therefore, out of the deposited amount, the claimants are entitled to Rs.40,77,577/- with accrued bank interest. The third respondent, namely, Nagarajan and the fourth respondent, namely, Nagalakshmi are entitled to in the ratio of 60 : 40 respectively and they are entitled to withdraw the same by filing formal application. The remaining amount, if any, shall be withdrawn by the insurance company. No order as to costs.

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

Reliance General Insurance Co., Ltd.,  
Royar's Towers, 2nd Floor,  
2nd Avenue, Annanagar,  
Chennai.

Counsel for the Appellant

Nagarajan

Nagalakshmi

Counsel for respondent Nos.3 & 4

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

The Court fee paid shall be refunded to the parties in the manner provided under 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

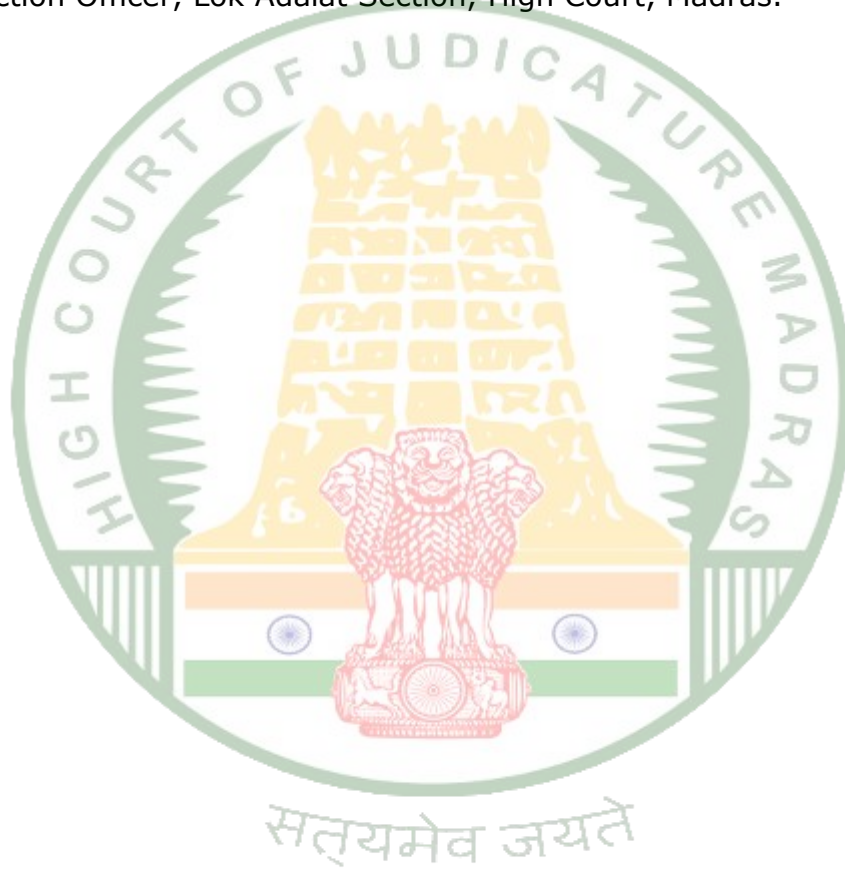
Member

To

The parties/Advocate concerned

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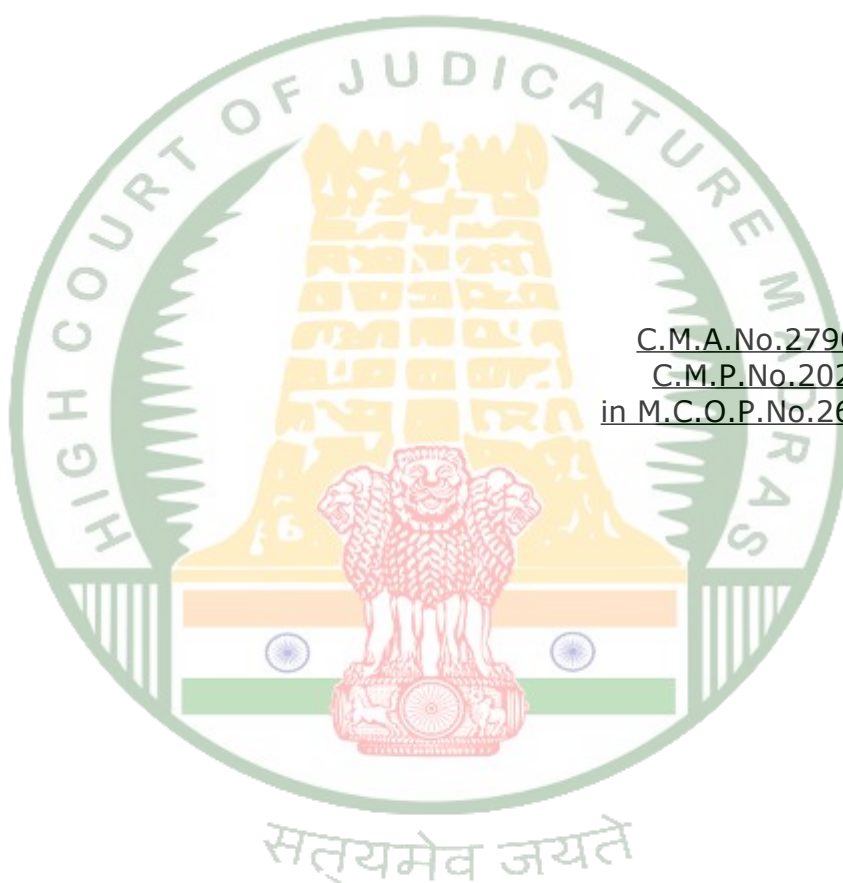
- 1.The Motor Accident Claims Tribunal, 1st Subordinate Judge, Cuddalore.
- 2.The Secretary, High Court Legal Services Committee, Chennai.
- 3.The Section Officer, V.R.Section, High Court, Madras.
- 4.The Section Officer, Lok Adalat Section, High Court, Madras.



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**V.BHAVANI SUBBAROYAN, J.**

(ssd)



C.M.A.No.2790 of 2016 &  
C.M.P.No.20247 of 2016  
in M.C.O.P.No.2673 of 2013

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14.09.2019