

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday, the 14th day of December, 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.DHANDAPANI
and

Members

Mr.Pa.Kadirvel
Mr.Ravinder Bose

C.M.A.No.517 of 2016

(Appeal against the judgment and decree passed on 14.08.2014 made in M.C.O.P.No.141 of 2013 on the file of Motor Accident Claims Tribunal, Special District Judge (to deal with Mcop.Cases) Villupuram.

The Managing Director
The Tamilnadu State Transport Corporation
(Villupuram) Ltd
Villupuram.

... Appellant

/versus/

1.Kalvi
2.Rajeswari
3.Oliyarasi
4.Minor. Manikandan
Minor petitioner rep. By his mother
guardian first petitioner.

... Respondents

This case is not listed today. With the consent of the both the parties this case is taken for settlement before this Lok Adalat. Both the parties are present. Mr.K.J.Sivakumar, learned counsel for appellant and Mr.V.Raja, 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

The Tribunal has awarded a sum of Rs.7,87,500/- with interest at the rate of 7.5% per annum from the date of petition till the date of deposit. Aggrieved by the said compensation, the appellant/ Transport Corporation has preferred the present appeal.

2. After due deliberation and consultation, both the parties agreed to modify the award of the Tribunal to a sum of Rs.11,60,000/- (Rupees Eleven Lakhs and Sixty thousand Only) in full quit.

3. The appellant Transport Corporation is directed to deposit the modified award amount arrived at today, less the amount already deposited, if any, within a period of sixteen weeks from the date of receipt of a copy of this order, to the credit of M.C.O.P.No.141 of 2013 on the file of Motor Accident Claims Tribunal, Special District Judge (to deal with Mcop.Cases) Villupuram, failing which, the appellant shall deposit the modified award amount with simple interest at the rate of 6% p.a. It is now represented that the minor claimant has attained the age of majority.

4. On such deposit being made, the major respondents / claimants are permitted to withdraw their respective shares. The first respondent is entitled to a sum of Rs.4,00,000/-, the respondents 2 and 3 are entitled to a

sum of Rs.2,30,000/- each and the fourth respondent is entitled to a sum of Rs.3,00,000/-.

5. 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.

6. The Civil Miscellaneous Appeal is disposed of accordingly. Consequently, connected civil miscellaneous petition, if any, is closed.

The Managing Director
The Tamilnadu State Transport Corporation
(Villupuram) Ltd
Villupuram.

Counsel for the Appellant

1.Kalvi

2.Rajeswari

3.Oliyarasi

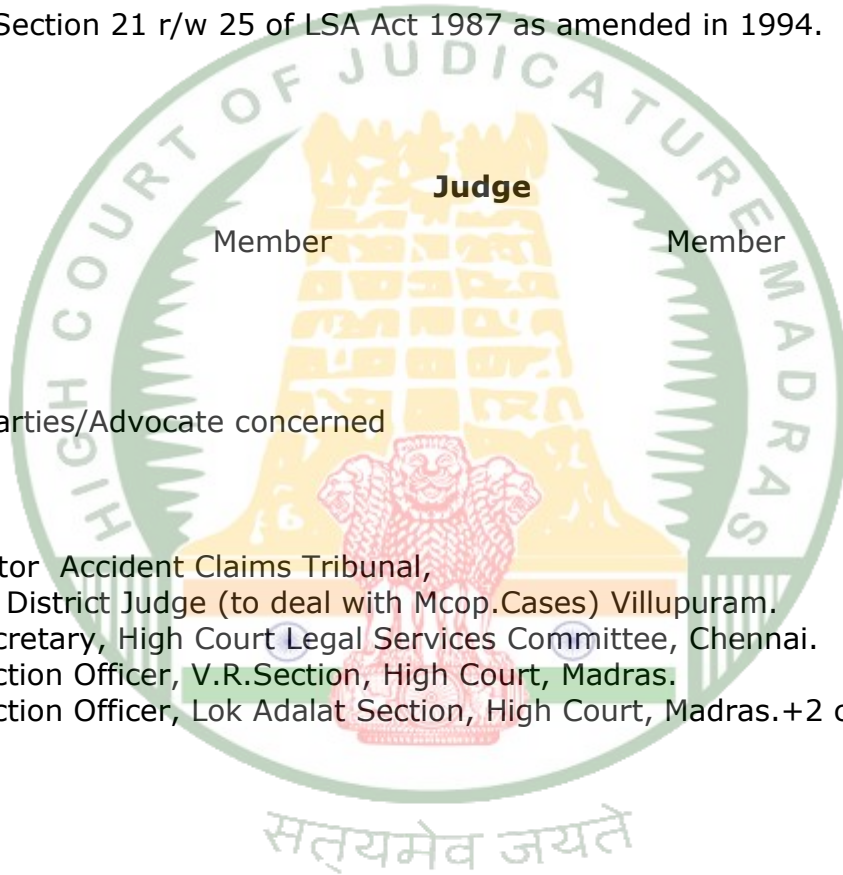
4.Minor. Manikandan
Minor petitioner rep. By his mother
guardian first petitioner.

Counsel for the Respondents

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M.DHANDAPANI,J.
Jrs/sni

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.



To: The parties/Advocate concerned

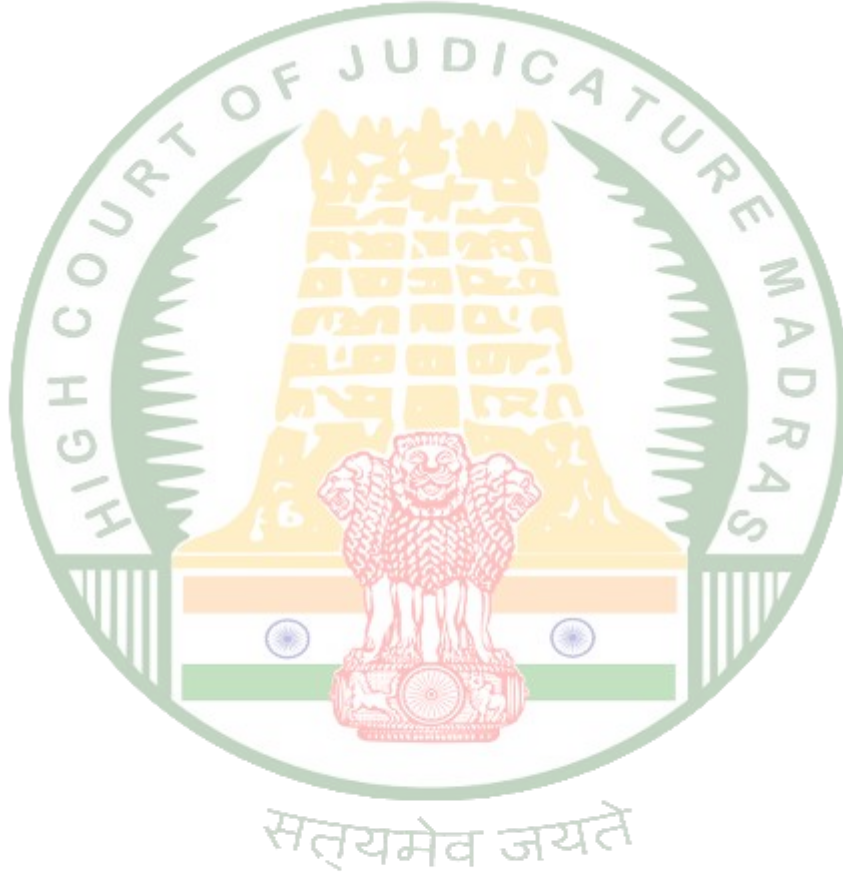
Copy to:

1. The Motor Accident Claims Tribunal,
Special District Judge (to deal with Mcop.Cases) Villupuram.
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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14.12.2019



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