

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

Lok Adalat-II organised by the High Court Legal Services Committee

Monday, the 18th day of November 2019

LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE P.BASKARAN (Retd.)

and

Members

Ms.G.Sasidevi

C.M.A.No.383 of 2016

(Appeal against the judgment and decree dated 06.09.2012 made in M.C.O.P.No.155 of 2010 on the file of the Motor Accidents Claims Tribunal, Sub Court, Sankari.)

Pavayee

.. Appellant

Vs.

The Managing Director,
Tamilnadu State Transport Corporation Limited,
Salem Division - 1,
Salem - 7.

.. Respondent

This case came up for settlement before the Lok Adalat. Both parties are present. The learned counsel for the appellant Mr.K.Sidheswaran and the learned counsel for the respondent Mr.D.Venkatachalam and Mr.Arun of TNSTC Official 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.2,09,800/- out of which Rs.15,000/- will not be carrying any interest. The balance Rs.1,94,800/- has to be paid with interest at 7.5% p.a. from the date of filing of the petition i.e.22.03.2010 till the date of deposit. It is represented by the respondent / Transport Corporation official that a sum of Rs.2,80,896/- had already been deposited before the Tribunal.

2. Not satisfied with the award of the Tribunal, the claimant / appellant has preferred the present appeal for enhancement. Now, both the parties have agreed for the lower

court award amount with interest from the date of filing of petition till the date of deposit.

3. On such deposit, the claimant / appellant is permitted to withdraw the amount of Rs.2,80,896/- without filing any formal petition. The Award is passed accordingly.

4. The Tribunal is directed to transfer the amount through RTGS/NEFT to the party concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly. The connected miscellaneous petition is closed, if any.

Sd/-
Pavayee

Sd/-
Counsel for the Appellant

Sd/-
The Managing Director,
Tamilnadu State Transport Corporation Limited,
Salem Division - 1,
Salem - 7.

Sd/-
Counsel for the 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/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To: The parties/Advocate concerned
Copy to:

1. The Motor Accidents Claims Tribunal,
Sub Court, Sankari.

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.383 of 2016

AD(CO)
CB(13/12/2019)



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