

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

NATIONAL LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE G.K.ILANTHIRAIYAN

and

Members

Mr.N.Sivathanu, District Judge (retd)

Mr.S.Arokiamaniraj

C.M.A.NO.2806 OF 2014

and

M.P.No.1 of 2014

(Appeal against the judgment and decree passed on 24.03.2014 made in MACT.OP.No.2890 of 2012 on the file of the Motor Accidents Claims Tribunal, (Principal Sub Court), Cuddalore.

The Divisional Manager
National Insurance Co. Ltd
110, JN Street,
Pondicherry.

.. Appellant

/versus/

1.N.Krishnamoorthy

2.T.Sivanadar @ Anthoni

(R2 set exparte before the Tribunal)

.. Respondents

This case is taken up for settlement before this Lok Adalat. Both the parties are present. Mr.S.Arunkumar for Mrs.N.B.Surekha, learned counsel for appellant/Insurance Company and Mr.R.Sreedhar, learned counsel for the first respondent/claimant 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.1,48,000/- with interest at the rate of 7.5% per annum as compensation to the first respondent/claimant. Challenging the same, the appellant/Insurance Company has preferred this appeal.

2. After due deliberation and consultation, both the parties have agreed to modify the award amount to a sum of Rs.1,35,000/- in full quit (inclusive of interest) and the same is hereby, awarded. The award is modified accordingly.

3. It is reported that the appellant/Insurance company has already deposited a sum of Rs.25,000/- before the Tribunal. Hence, the appellant/ Insurance company is directed to deposit the balance modified award amount within a period of six weeks from the date of receipt of a copy of this order. On such deposit being made, the Tribunal shall transfer the same to the savings bank account of the respondent/claimant through RTGS forthwith, on proper identification, in accordance with the terms of the award, without insisting on any formal permission petition.

4. Accordingly, the Civil Miscellaneous Appeal is disposed of. No costs. Consequently, connected civil miscellaneous petition is closed.

The Divisional Manager
National Insurance Co. Ltd
110, JN Street,
Pondicherry.

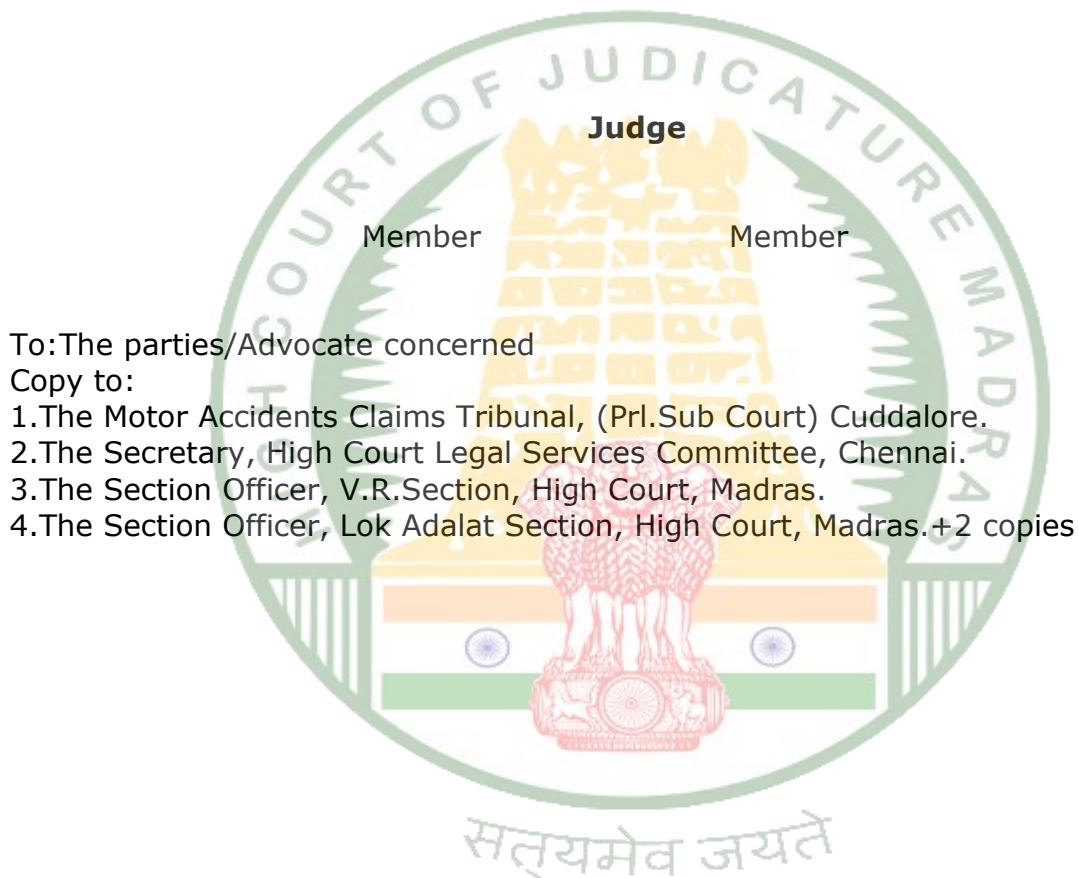
Counsel for the Appellant

N.Krishnamoorthy

Counsel for the 1st Respondent

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

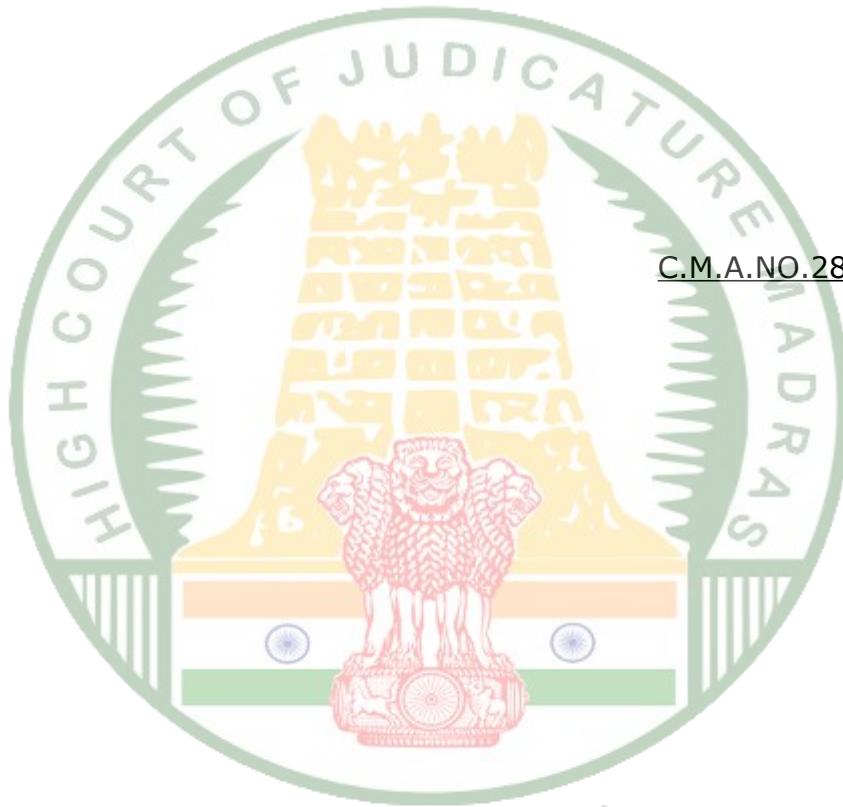
The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.



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G.K.ILANTHIRAIYAN, J.

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C.M.A.NO.2806 OF 2014

सत्यमेव जयते

Dated : 13.07.2019

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