

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services
Committee

Saturday, the 13th day of 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 R.SUBRAMANIAN

and

Members

Mr.A.Manivasakan, District Judge (Retd.),

Mr.Tranquebar Dorai Vasu

C.M.A.No.1692 of 2017

(This Civil Miscellaneous Appeal is filed under Section 173 of the Motor Vehicles Act, 1989, to set aside the Judgment and Decree dated 18.08.2016 in MACT.OP.No.5713 of 2012 on the file of the Small Causes, Court, III Judge (Motor Accidents Claims Tribunal), Chennai.

G.Venkatesan @ Venkatesh

... Appellant/Petitioner

Vs.

1. A.Raman

2. New India Assurance Co. Ltd.,
Motor Third Party Claims Cell
No.45, Moore Street,
Chennai-600 001.

..Respondents/Respondents

This case came up for settlement before the National Lok Adalat. Both the parties are present. Mr.M.Swamikkannu, learned counsel appearing for the appellant and Mr.J.Chandran, learned counsel appearing for the second respondent-Insurance Company.

TERMS OF SETTLEMENT

This Civil Miscellaneous Appeal has been filed Section 173 of the Motor Vehicles Act, 1989, to set aside the Judgment and Decree dated 18.08.2016 in MACT.OP.No.5713 of 2012 on the file of the Small Causes, Court, III Judge (Motor Accidents Claims Tribunal), Chennai.

2. The Tribunal has awarded a sum of Rs.3,39,200/- with interest at 7.5% per annum from the date of petition till the date of deposit of compensation.

3. The award passed by the Tribunal has already been satisfied by the Insurance Company.

4. Aggrieved by the award of the Tribunal, the claimant had preferred the present appeal. The claimant as well as the officials of the Insurance Company have negotiated and arrived at a settlement, by which, the second respondent/Insurance Company has agreed to pay further sum of Rs.1,10,000/- (Rupees One Lakh and Ten Thousand Only) in full quit, over and above.

5. The 2nd respondent / Insurance Company is directed to deposit a sum of Rs.1,10,000/- (Rupees One Lakh and Ten Thousand Only) within a period of four weeks from the date of receipt of a copy of this order. On such deposit, the appellant is permitted to withdraw the same.

6. The Tribunal is directed to transfer the amount in favour of the claimant through RTGS/NEFT, on proper identification in

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

G.Venkatesan @ Venkatesh

Counsel for the Appellant

New India Assurance Co. Ltd.,
Motor Third Party Claims Cell
No.45, Moore Street,
Chennai-600 001.

Counsel for the 2nd respondent

To:
The parties/Advocate concerned

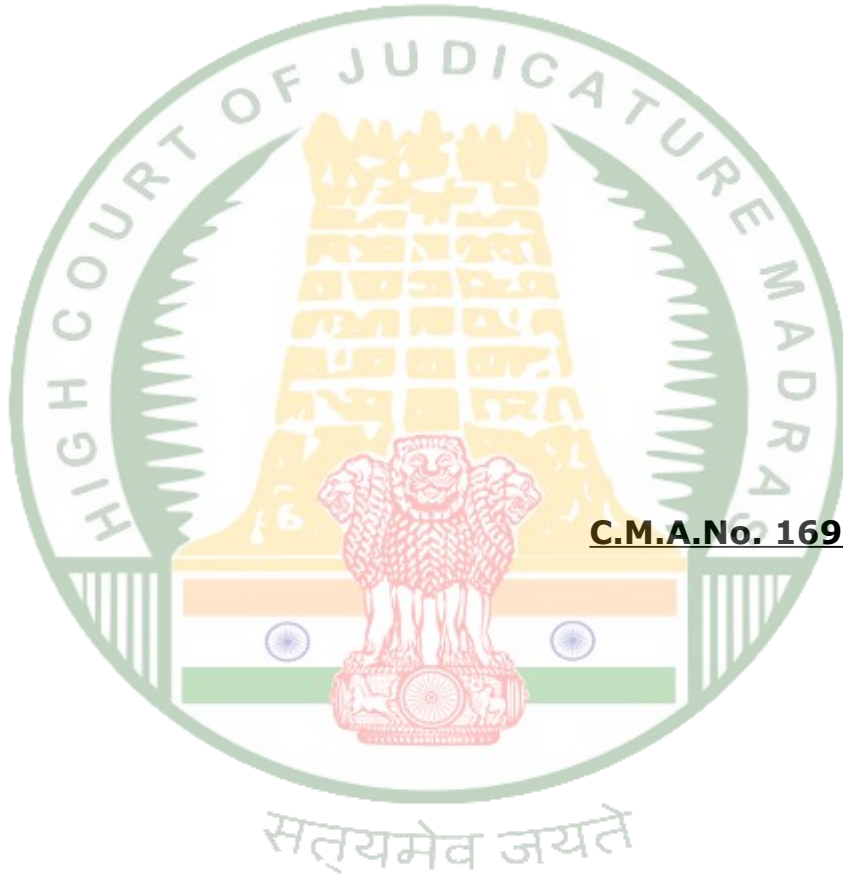
Copy to:

1. III Judge, Small Causes Court, (Motor Accidents Claims Tribunal), Chennai.
- 2.The New India Assurance Co. Ltd., Motor Third Party Claims Cell, No.45, Moore Street, Chennai-600 001.
- 3.The Secretary, High Court Legal Services Committee, Chennai.
- 4.The Section Officer, V.R.Section, High Court, Madras.
- 5.The Section Officer, Lok Adalat Section, High Court, Madras.+2 copies

mk/jv

R.SUBRAMANIAN, J.

mk/jv



C.M.A.No. 1692 of 2017

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13.07.2019