

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
 National Lok Adalat organised by the High Court Legal Services Committee
 Saturday, the 8th February 2020
NATIONAL LOK ADALAT AWARD
 (Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)
 Presided over by

The Hon'ble Mr.JUSTICE C.SARAVANAN
 and

Members

Mr.N.Mohandoss, District Judge (Retd)
 Mr.Karthick Ranganathan

C.M.A.No.2322 of 2017
and C.M.P.No.12417 of 2017

[Appeal against the judgment and decree passed on 01.04.2016 in MCOP.No.156 of 2013 on the file of the Motor Accidents Claims Tribunal (Subordinate Judge), Vaniyambadi.]

The Oriental Insurance Co.Ltd,
 Rep. By its Branch Manager,
 1st Floor, 32/312, Vijayalakshmi Complex,
 3rd Party Claim, HUB, Sathuvachari,
 13th Street, Phase - II, Vellore.

... Appellant

Vs.

1. R.Maniganda Prabhu
2. P.Kuppan

.. Respondents

This case was came up for settlement before the Lok Adalat on 14.12.2019. On the same day, the matter was settled. For clarification, the matter is listed today before the Lok Adalat. Both the parties are present. The learned counsel for the appellant Mr.S.Arun kumar, and learned counsel for the respondents Mr.V.V.Gunasekaran 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.5,45,440/- with interest at 6% per annum from the date of numbering of the petition till the date of realisation and cost. It is represented by the learned counsel for the appellant that the entire award amount and interest at 6% has already been deposited before the Tribunal.

2. Aggrieved over the award of the Tribunal, the appellant/Insurance Company has preferred the present appeal. Now, both the parties have agreed to reduce the award to a sum of Rs.5,00,000/- (Rupees five lakhs only) with accrued interest at 6% per annum as compensation.

3. The claimant/ 1st respondent is entitled to withdraw a sum of Rs.5,00,000/- (Rupees five lakhs only) together with interest at 6% per annum. Since, it is represented by the learned counsel for the appellant/Insurance Company that entire award amount with interest at 6% has already been deposited before the Tribunal, the appellant/Insurance company is permitted to withdraw the remaining balance amount.

4. The Tribunal is directed to issue the cheques to the parties 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. Consequently, connected Miscellaneous Petition is closed.

The Oriental Insurance Co.Ltd,
Rep. By its Branch Manager,
1st Floor, 32/312, Vijayalakshmi Complex,
3rd Party Claim, HUB, Sathuvachari,
13th Street, Phase - II, Vellore.

Counsel for the Appellant

1. R.Maniganda Prabhu

2. P.Kuppan

Counsel for the respondents

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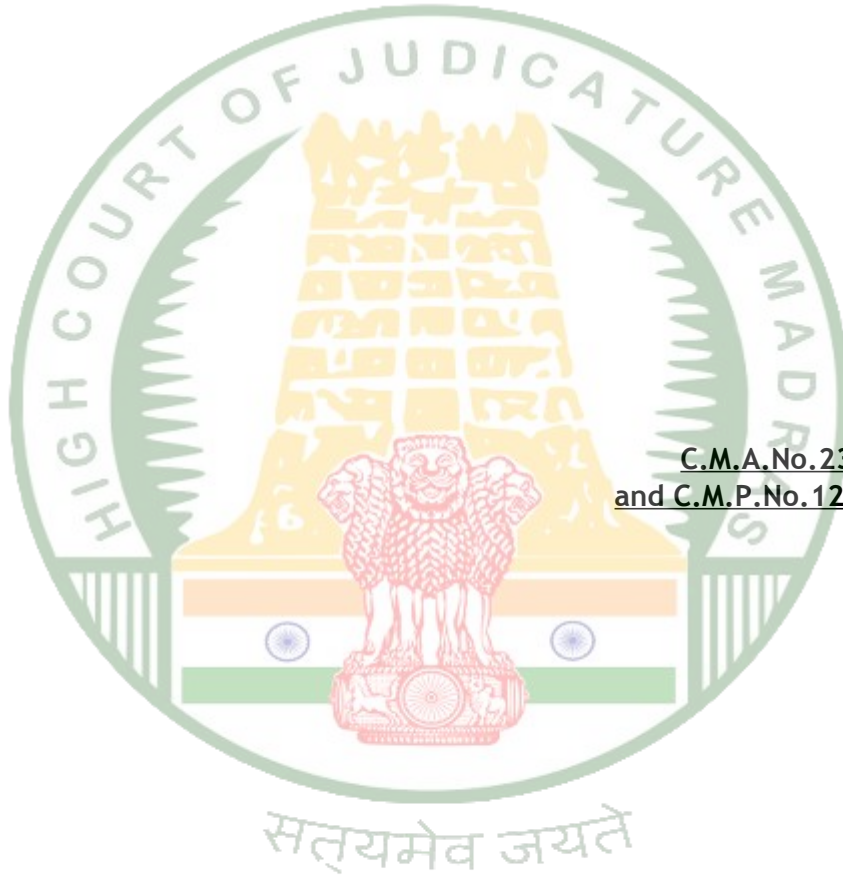
- 1.The Motor Accidents Claims Tribunal/
Subordinate Judge, Vaniyambadi.
- 2.The Secretary, High Court Legal Services Committee, Chennai.
- 3.The Section Officer, V.R.Section, High Court, Madras.
- 4.The Section Officer, Lok Adalat Section, High Court, Madras.

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C.SARAVANAN,J.
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08.02.2020