

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday, the 13th 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 M.GOVINDARAJ
and

Members

Mr.A. Selvados (District Judge)
Mr.S.Panneerselvam (Advocate)

C.M.A.NO.3095 of 2017

(Appeal against the judgment and decree passed on 28.04.2014 made in M.C.O.P.No.3216 of 2008 on the file of the Motor Accident Claims Tribunal II Court of Small Causes, Chennai.

The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Villupuram Division – III Limited,
Kancheepuram

... Appellant

Vs

V.Jayachandran

... Respondent

This case is taken up for settlement before the Lok Adalat. Both the parties are present. Mr.K.J.Shivakumar, learned counsel for the Appellant and Mr.Rathna Mani, learned counsel for the respondent 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.15,63,306/-, with interest at 7.5% per annum, from the date of petition, till the date of deposit. Aggrieved by the award of the Tribunal, the appellant / Transport Corporation had preferred the present appeal.

2. After due deliberation and consultation, both the parties have agreed to modify the award of the Tribunal to a sum of Rs.20,50,000/- (Rupees Twenty Lakhs Fifty Thousand Only) in full quit as compensation.

3. The appellant / Transport Corporation is directed to deposit the amount of compensation now arrived at today, less the amount already deposited, if any, within a period of twelve weeks from the date of receipt of a copy of this order, to the credit of M.C.O.P.No.3216 of 2008 on the file of the Motor Accident Claims Tribunal II Court of Small Causes, Chennai. On such deposit being made, the respondent / claimant is permitted to withdraw the amount on filing proper applications.

4. 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.

5. The Civil Miscellaneous Appeal is disposed of accordingly. No costs.

The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Villupuram Division – III Limited,
Kancheepuram.

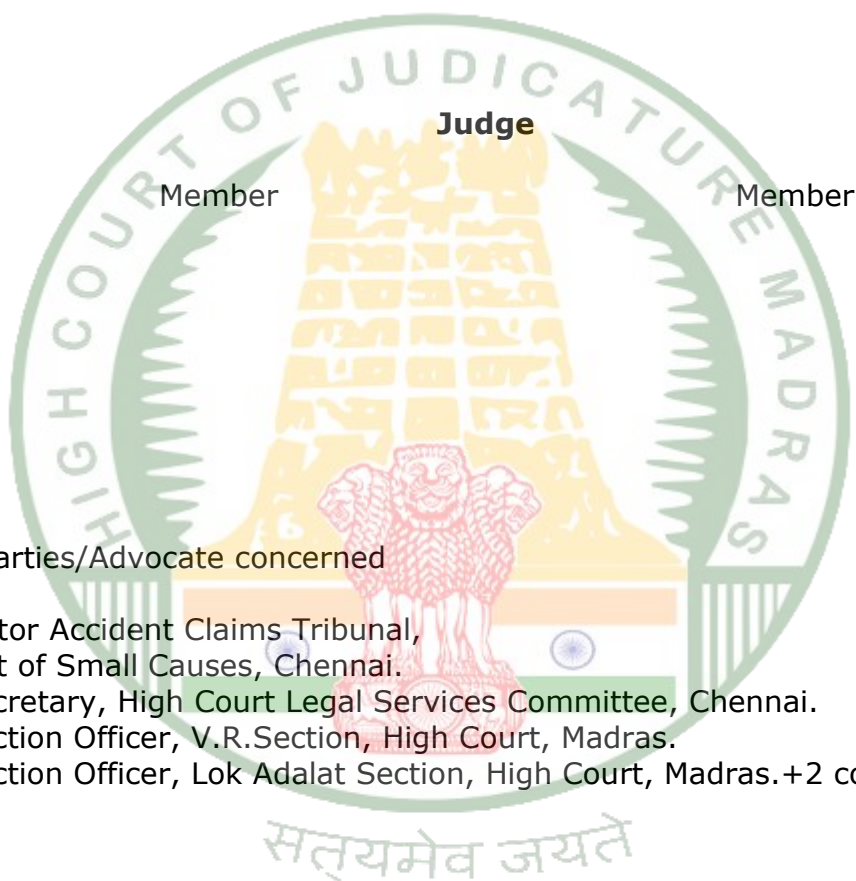
Counsel for the Appellant

V.Jayachandran

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.



To: The parties/Advocate concerned

Copy to:

1. The Motor Accident Claims Tribunal,
II Court of Small Causes, Chennai.
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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M. GOVINDARAJ, J.

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13.07.2019