



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Twenty Fourth day of October Two Thousand Nineteen
PRESENT

The Hon`ble Mr.Justice KRISHNAN RAMASAMY

CMA(MD) . No.1115 of 2010

WEB COPY

MARIYARAJ (DIED)

.. 1st Appellant /Petitioner

2. Pilaominal

3. Arul Mary

4. Iruthayaraj

5. Melquine

6. Antony Samy

.. Appellants 2 to 6

(Appellants 2 TO 6 are
brought on record as LRs of
the deceased sole appellant
Vide Court Order dated
28.11.17 made in
CMP.6546 of 2017 in
CMA(MD) . No.1115 of 2010)

Vs

1.UNITED INDIA INSURANCE COMPANY LIMITED,
REP. BY Its MANAGER,
NO.19,ANDIYAPPA GRAMANI STREET,
CHENNAI-13.

.. Respondent No.1/ Respondent No.2

2. S. ASHOK

.. Respondent No.2/ Respondent No.1

Prayer:-

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 against award dated 02.09.2009 made in MCOP No.138 of 2002 on the file of the Motor Accident Claims Tribunal cum Chief Judicial Magistrate, Sivagangai.

DECREE:-

This Civil Miscellaneous Appeal having come up for final hearing on this date, upon perusing the grounds of Appeal, the order of the Tribunal and the material papers to the Appeal and upon hearing the arguments of MR.J.ANANDKUMAR, Advocate for the Appellant and of MR.A.SHAJAHAN, Advocate for First Respondent, the Second Respondent having been set exparte, and this Court doth order and decree as follows:-

(1) That the award passed by the Motor Accident
Claims Tribunal cum Court of the Chief Judicial

Magistrate, Sivagangai, dated 02.09.2009 made in



MCOP No.138 of 2002 be and hereby is confirmed and the Civil Miscellaneous Appeal is dismissed.

(2) That there be no costs in this Civil Miscellaneous Appeal.

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Sd/-

Assistant Registrar

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

TO

The Motor Accident Claims Tribunal-cum-
Chief Judicial Magistrate, Sivagangai

Copy to:

The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to Mr.A.SHAJAHAN, Advocate (SR-94465[F] dated 25/10/2019)
+1 CC to Mr.J.ANANDKUMAR, Advocate (SR-94350[F] dated 24/10/2019)

ORDER DATED : 24/10/2019

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DECREE

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CMA(MD). No.1115 of 2010

Nature of Decree:- Dismissing
the Civil Miscellaneous
Appeal against award dated 02.09.2009
made in MCOP No.138 of 2002 on the
file of the Motor Accident Claims
Tribunal cum Chief Judicial
Magistrate, Sivagangai.

MK (28.01.2020) 2P 6C