

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
Lok Adalat-I organised by the High Court Legal Services Committee
Monday, the 9th day of March 2020

LOK ADALAT AWARD

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

The Hon'ble Mr.JUSTICE S.MARIMUTHU (Retd.)
and

Member:

Mr.T.D.Vasu, Advocate

CMA.No.2762 of 2011
and
M.P.No.1 of 2011

Appeal against the Judgment and decree dated 27.04.2011 made
in M.C.O.P.No.218 of 2008 on the file of the Motor Accidents
Claims Tribunal, Chief Judicial Magistrate Court, Dharmapuri.

The Oriental Insurance Co. Ltd.,
Door No.3, 48, Church Street
Bangalore - 560 001.

... Appellant

Vs.

1. Babu
2. Arumugham Reddy

... Respondents

This case has been listed today and came up for settlement
before the Lok Adalat. Mr.S.Balakrishnan, Manager and
Mrs.N.Umamaheswari, Deputy Manager of the Oriental Insurance
Company Ltd., are present.

The appeal in CMA.No.2762 of 2011 pending on the file of
High Court, Madras and preferred against the award passed in
MCOP.No. 218 of 2008 on the file of the Motor Accidents Claims
Tribunal, Chief Judicial Magistrate Court, Dharmapuri, has been
referred to Lok Adalat for conciliation today. After mutual
discussion, negotiation, mediation and conciliation,
appellant/Insurance Company arrived at a compromise to settle
the matter as follows:

TERMS OF SETTLEMENT

This is a case of Motor Accident causing injury to the
first respondent herein. The Tribunal has awarded a sum of

Rs.1,80,300/- (Rupees One Lakh Eighty Thousand and Three Hundred only) as compensation along with interest at 7.5% per annum from the filing of claim petition till the date of deposit along with cost.

2. The officials of the Oriental Insurance Company Ltd., submit that out of the awarded amount, the appellant/Insurance Company has already deposited a sum of Rs.1,25,000/- (Rupees One Lakh and Twenty Five Thousand only) with interest and they would deposit the balance amount within a period of six weeks. On account of the above reasons, today they are withdrawing the appeal and to that effect, they have made endorsement in the Memorandum of Grounds to the following effect:-

"Withdrawn as not pressed."

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2. The endorsement made by Mr.S.Balakrishnan, Manager of the Oriental Insurance Company Ltd., in the Memorandum of Grounds is recorded.

3. Recording the submission and the endorsement made by Mr.S.Balakrishnan, Manager of the Oriental Insurance Company Ltd., the Civil Miscellaneous Appeal is dismissed as withdrawn.

4. 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.

5. Award is passed accordingly and the Civil Miscellaneous Appeal is dismissed as withdrawn. Consequently, connected Miscellaneous Petition is closed. No cost.

Sd/-
Judge

Sd/-
Member

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

To:

The parties/Advocate concerned

Copy to:

1. The Chief Judicial Magistrate, Motor Accidents Claims Tribunal, Dharmapuri.
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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A.SK(24.03.2021)



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