

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY**

PRESENT

THE HONOURABLE SRI JUSTICE T. AMARNATH GOUD

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 724 OF 2008

Appeal filed Under Section 173 of M.V. Act against the Judgment and Decree made in O.P.No. 34 of 2005, dated 29-5-2007, on the file of the Court of the Chairman, Motor Accident Claims Tribunal (District Court) at Warangal.

Between:

1. The National Insurance Company Limited, represented by its Branch Manager O/o. Branch Office: 27-33-31, 1st Floor, Gudavallivari Street, Vijayawada.
2. The National Insurance Company Limited, represented by its Branch Manager O/o. Branch Office: JPN Road, Warangal.

...Appellants/2nd and 3rd Respondents

AND

1. Vangala Preethi, W/o. Late Karunakara Swamy, Occ. Tution Mistress, R/o. Kotapalli Village and Mandal, Adilabad District, Now R/o.MIG-2/431, A.P. Housing Board Colony, Keerthinagar, Gorrekunta, Warangal District.
2. Vangala Krupakara Swamy, S/o. Late Vykuntam, Occ. Student, R/o. Kotapalli village and Mandal, Adilabad District. Now R/o.MIG-2/431, A.P. Housing Board Colony, Keerthinagar, Gorrekunta, Warangal District.

...Respondents/Petitioners

3. Daggela Sambaiah, S/o. Durgaiah, Occ. Owner cum Driver of Lorry No.AP 5T 5909 R/o. Regonda, Village and Mandal Warangal District.

(R-3 remained exparte before the Tribunal vide Court Order dated. 27.08.2016)

...Respondent/Respondent

Counsel for the Appellants: SRI A. VEERASWAMY

Counsel for the Respondents: SRI ALLADI RAVINDER

The Court made the following: JUDGMENT

THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

MACMA No.724 OF 2008

JUDGMENT:

During the pendency of the appeal, the matter was referred to the Lok Adalat, and the same was settled before the Lok Adalat, vide Award dated 07.11.2020.

Accordingly, the MACMA is disposed of, in terms of the award passed by the Lok Adalat. No order as to costs.

Consequently, miscellaneous petitions, if any, pending in this appeal shall stand closed.

**Sd/-K.SAILESHI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal (District Judge) at Warangal District.(With Records)
2. One CC to Sri A. Veeraswamy, Advocate [OPUC]
3. One CC to Sri Alladi Ravinder, Advocate [OPUC]
4. Two CD Copies
(Along with a copy of Lok Adalat Award)

MMK



HIGH COURT

TAJ

DATED:31/12/2020

JUDGMENT

MACMA.No.724 of 2008



DISPOSING THE M.A.C.M.A. IN TERMS OF LOK ADALAT AWARD.

5^{ssv} copies
Dt 23/01/2021

BEFORE THE LOK ADALAT

HELD AT HYDERABAD

[Organized by High Court Legal Services Committee
High Court for the State of Telangana
(Through Video Conference mode)]

Under Section 19 of the Legal Services Authorities Act, 1987 (Central Act)]

MACMA No.724 of 2008

(Before the Hon'ble High Court)

(Against the Order in OP.No.34 of 2005 on the file of the Motor Vehicle Accidents Tribunal – cum –
Principal District Judge at Warangal.)

Appellant/Respondents No.2 & 3	:	1. National Insurance Company Limited, represented by its Branch Manager, Branch Office at 27-33-31, 1 st Floor, Gudavallivari Street, Vijayawada.
		2. National Insurance Co.Ltd., rep. by its Branch Manager, Branch Office at JPN Road, Warangal.
Respondents/Petitioners	:	1. Vangala Preetini, W/o. Late Karunakaraswamy, aged 20 years, Occ: Tuition Mistress.
	:	2. Vangala Krupakara Swamy, S/o. Late Vykuntam, aged 28 years, Occ: Student. R/o. Kotapalli (V) and (M), Adilabad District, Presently residing at MIG-2/431, A.P. Housing Board Colony, Keerthinagar, Gorekunta, Warangal District.
Respondent/Respondent	:	3. Daggela Sambaiiah, S/o.Durgaiiah, aged 40 years, Occ: Owner-cum-Driver Lorry no.AP- 5T-5909, R/o.Regonda (V) & (M), Warangal District. (R3-remained separate before the Tribunal vide C.O. dt. 27.8.2016)

[No. of proceedings of the High Court Legal Services Committee:
ORDER ROC.No. 1035/HCLSC/2020, Dated 04-11-2020]

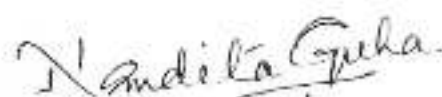
:: Present ::

Name of Chairman : Hon'ble Sri Justice P.Naveen Rao,
Judge, High Court for the State of Telangana.

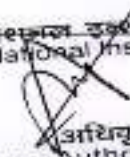
Name of Members : (1) Sri S. Surender Reddy, Advocate,
High Court for the State of Telangana .
(2) Smt. Nandita Guha, Advocate
High Court for the State of Telangana/
Social Worker.

AWARD

The above Case between the parties having been referred for
determination to the LOK ADALAT and the parties having compromised the
case / matter, the following Award is passed in terms of the settlement:

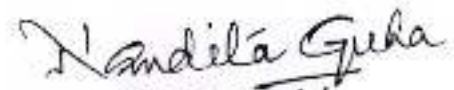


1. This MACMA arises out of the order dated 29-05-2007 in OP.No.34 of 2005 on the file of the Motor Vehicle Accidents Tribunal – cum – Principal District Judge, at Warangal.
2. The Tribunal has granted compensation of Rs. 8,60,000/- (Rupees Eight Lakhs Sixty Thousand only) with interest @ 7.5% per annum from the date of the petition till the date of deposit. Aggrieved by the order, the Insurance Company has preferred this appeal. In view of the latest Judgments of the Hon'ble Supreme Court of India, New Delhi, and in consultation with the victim, the Appellant/Insurance Company intends to withdraw the appeal.
3. The Appellant / Respondent No. 2 & 3 – National Insurance Company Limited, is represented by Smt. Sujatha K. Kumar, Manager, who has represented online over the link provided by the High Court Legal Services Committee, High Court for the State of Telangana, and she seeks permission to withdraw the appeal. Accordingly, the Appellant is permitted to withdraw.
4. In view of the above representation made on behalf of the Appellant/Insurance Company, the appeal stands disposed as withdrawn.
5. The Insurance Company is ready to deposit the remaining decretal amount with accrued interest after giving due credit to the amount already deposited, within (30) days from the date of receipt of copy of this award.
6. The parties are informed that the court fee, if any, paid by any of them shall be refunded.
7. No order as to the costs of the appeal.

नॅशनल इन्सुरन्स कंपनी लि.
 For National Insurance Co. Ltd.

 अधिकृत हस्ताक्षरकर्ता
 Authorised Signatory
**Appellant/Respondent No.2/
 Insurance Company**


Chairman


Member


Member

Date: 07.11.2020

