

**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: 2370 OF 2007**

Appeal under Section 173 of M.V. Act against the Judgment/Decree in O.P.  
No.228 of 2006, dated 19.07.2007 on the file of the Court of the Motor Accident Claims  
Tribunal - Cum - II Additional District Judge Karimnagar, at Jagtial.

**Between:**

ICICI Lombardo Insurance Company Limited, through its Regional Manager,  
Regd Office ICICI Bank Towers, Bandra Kurla Complex, Bandra (East) Mumbai-  
400 051.

**...Appellant/Respondent No.2**

**AND**

1. Pudari Usha, W/o. Late Kista Swamy @ Kittu @ Krishna Murthi, Occ. Household,  
R/o. Ramaraopet Village Jaipur Mandal, Adilabad District.
2. Pudari Laxmi, D/o. Late Kista Swamy @ Kittu @ Krishna Murthi, aged 4  
months(Minor) through her next friend and mother Pudari Usha, W/o. Late Kista  
Swamy @ Kittu @ Krishna Murthi, aged 24 years, Occ. Household,  
R/o.Ramaraopet Village, Jaipur mandal, Adilabad District.
3. Pudari Mallu, W/o. Rajaiah, Occ. Household, R/o. Ramaraopet Village Jaipur  
Mandal, Adilabad District.

**...Respondents/ 1 to 3/ Claim Petitioners**

4. Arigala Satish Goud, S/o.Nama Goud, Major Owner of Hero Honda Motor Cycle  
R/o.Indaram Village Jaipur mandal, Adilabad District.

**...Respondents 4/ Respondent No.1**

**Counsel for the Appellant: SRI KOTA SUBBA RAO**

**Counsel for the Respondents: NONE APPEARED**

**The Court made the following: JUDGMENT**

**THE HON'BLE SRI JUSTICE T. AMARNATH GOUD**

**MACMA No.2370 OF 2007**

**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/-I.NAGA LAKSHMI  
ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. The Motor Accident Claims Tribunal - Cum - II Additional District Judge  
Karimnagar, at Jagtial.(With Records)
2. One CC to Sri Kota Subba Rao, Advocate [OPUC]
3. Two CD Copies  
(Along with a copy of Lok Adalat Award)

7/14

HIGH COURT

TAJ

DATED:31/12/2020

JUDGMENT

MACMA.No.2370 of 2007



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

9  
12/1/21  
HVS

## 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. 2370 of 2007**

(Before the Hon'ble High Court)

(Against the Order in OP.No. 228 of 2006 on the file of the Chairman, Motor Accidents Claims Tribunal- Cum-II Additional District Judge, Karimnagar at Jagtial)

|                                                                                    |    |                                                                                                                                                                                                                                                                                     |
|------------------------------------------------------------------------------------|----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Appellants/Respondent No.2                                                         | 1. | ICICI Lombardo Insurance Co Ltd., through its regional Manager, Regd. Office: ICICI Bank Towers, Babara Kurla Complex, Babara (East) Mumbai-400 051.                                                                                                                                |
| Respondents 1to 3/Claim Petitioners                                                | 1. | Pudari Usha, W/o. Late Kista Swamy @ Kittu @ Krishna Murthy, Aged: 24 years, Occ: Household, R/o. Ramaraopet Village, jaipur Mandal, Adilabad District.                                                                                                                             |
|  | 2. | Pudari Laxmi, D/o. Late Kista Swamy @ Kittu @ Krishna Murthy, Aged: 4 months (minor), through her next friend natural mother pudari Usha, W/o. Late Kista Swamy @ Kittu @ Krishna Murthy, aged 24 years, Occ: Household, R/o. Ramaraopet Village, jaipur Mandal, Adilabad District. |
|                                                                                    | 3. | Pudari Mailu, W/o. Rajajiah, Aged: 60 years, Occ: Household, R/o. Ramaraopet Village, jaipur Mandal, Adilabad District.                                                                                                                                                             |
| Respondents 4//R-1-                                                                | 4. | Arigela Satish Goud, S/o. Nama Goud, Aged: Major, Occ: Owner of Hero Honda Motor cycle, R/o. Indaram Village, Jaipur mandal, Adilabad District.                                                                                                                                     |

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

:: Present ::

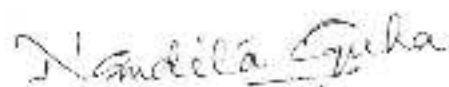
Name of Chairman : Hon'ble Sri Justice P.Naveen Rao,  
Judge, High Court for the State of Telangana.

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 19-07-2007 in OP.No.228 of 2006 on the file of the Chairman, Motor Vehicle



Accident Claims Tribunal- cum-II Additional District Judge, Karimnagar at Jagtial.

2. The Tribunal has granted compensation of Rs. 2,92,500/- (Rupees two lakh ninety-two thousand five hundred only) with proportionate costs and interest @ 7.5% per annum from the date of 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 / 2<sup>nd</sup> Respondent – ICICI Lombard General Insurance Company Limited, Sri Md. Babu, State Head-Legal has represented through online over the link provided by the High Court Legal Services Committee, High Court for the State of Telangana, and he 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.



*P. Sreenivas*  
Chairman

*[Signature]*  
Member

*Nandini A. Gupta*  
Member

Date: 07.11.2020

