

**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: 136 OF 2009

Appeal filed Under Section 173 of M.V. Act against the Judgment and Decree made in M.V.O.P.No.167 of 2006 dated 29.01.2008 on the file of the Court of the Chairman, Motor Accidents Claims Tribunal-Cum-II Additional District Judge, Karimnagar, at Jagtial.

Between:

ICICI Lombard General Insurance Corporation Limited, Zenith House, Keshavarao Khandye Marg, Opp: Race Course Mahalaxmi, Mumbai (Policy Cover No.1036849 valid upto 11.11.2006) represented by its Local Branch Manager, Begumpet, Near ICICI Bank, Hyderabad.

...Appellant/ Respondent No.3

AND

1. Nakka Vanitha, W/o. Rajesh, Occ. Household, R/o. Kannapoor Village of Jagtial Mandal, Karimnagar District.
2. Nakka Vishnu Vardhan, S/o. Rajesh (Minor) Under the Guardianship of his next friend and Natural Mother N. Vanitha (Respondent No.1) R/o. Kannapoor Village of Jagtial Mandal, Karimnagar District.
3. Nakka Bhudamma, W/o. Gangaram Occ. Coolie, R/o. Kannapoor Village of Jagtial Mandal, Karimnagar District.

...Respondents/Petitioners

4. Gatla Nagesh, S/o. Ramnarayana, Occ. Rider of Scooty bearing No. AP-15-AB-1413, R/o. Weekly Bazar, Jagtial, Karimnagar District.
5. Kokku Srinivas, S/o. Narayana, Occ. Owner of Scooty bearing No. AP-15-AB-1413, R/o. Vaninagar, Jagtial.

...Respondent/Respondents 1 and 2

Counsel for the Appellant: SRI KOTA SUBBA RAO

Counsel for the Respondents: VENKATESHWAR VARANASI

The Court made the following: JUDGMENT

THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

MACMA No.136 OF 2009

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/- N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

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



HIGH COURT

DATED:31/12/2020

JUDGMENT

MACMA.No.136 of 2009



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

5
H.H.A.
07/01/2021

BEFORE THE LOK ADALAT

HELD AT HYDERABAD

[Organized by High Court Legal Services Committee

High Court for the State of Telangana]

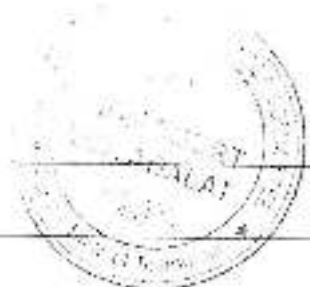
(Through Video Conference mode)

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

MACMA No.136 of 2009

(Before the Hon'ble High Court)

(Against the Order in OP.No.167 of 2006 on the file in the court the Motor Vehicle Accidents Claims Tribunal-cum-II Additional District Judge, Karimnagar at Jagtial)

Appellant/Respondent No.3 	1.	M/s. ICICI Lombard General Insurance Co., Limited, Zenith House, Keshavarao Khandye Marg, Opp: Race Course Mahalaxmi, Mumbai (Policy Cover No.1036849 valid upto 11-11-2006) Represented by its Local Branch Manager, Begumpet, Near ICICI Bank, Hyderabad.
	1.	Nakka Vanitha, W/o. Rajesh, Aged 22 years, Occ: Householder
Respondents/Petitioners	2.	Nakka Vishnu Varshan, S/o. Rajesh, Aged 3 years, (Minor) Under the Guardianship of his next friend and natural mother N. Vanitha [Respondent No.1]
	3.	Nakka Bhummamma, W/o. Gangaram, Aged 46 years, Occ: Coolie. Allure R/o. Kannapoor village of Jagtial mandal, Karimnagar District.
Respondents/Petitioners	4.	Golla Nagesh, S/o. Ramnarayana, aged 22 years, Rider of Scooty bearing No. AP-15-AB-1413, R/o. Weekly Bazar, Jagtial, Karimnagar District.
	5.	Kokku Srinivas, S/o.Narayana, aged: Major, Rider of Scooty bearing No. AP-15-A3-1413, R/o. Weekly Bazar, Jagtial, Karimnagar District.

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

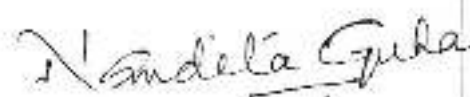
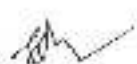
:: Present ::

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 29-01-2008 in OP.No.167 of 2006 on the file in the court the Motor Vehicle Accidents Claims Tribunal - cum - II Additional District Judge, Karimnagar at Jaglial. The Tribunal has granted compensation of Rs.3,00,000/- (Rupees Three Lakhs only) with costs and present bank rate of interest @ 8.5% per annum from the date of petition, i.e., 10-08-2006 till the date of deposit against the respondents No.2 and 3. 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.
2. The Appellant / 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.
3. In view of the above representation made on behalf of the Appellant/Insurance Company, the appeal stands disposed as withdrawn.
4. 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.
5. The parties are informed that the court fee, if any, paid by any of them shall be refunded.
6. No order as to the costs of the appeal.



P. Sreenivas
Chairman

N. Madhulata Gupta
Member

Date: 07.11.2020

