HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY ,THE EIGHTEENTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

M.A.C.M.A. NO: 2599 OF 2014

Appeal under Section 173 of M.V. Act against the Order and decree made in OP No. 718 of 2010 dated 2-4-2014 on the file of the Court of the Chairman, Motor Accidents Claims Tribunal (District Judge), at Nizamabad

Between:

1. Smt. Bhukya Gangubai, w/o late Bhukya Rathan Singh @ Rathu Aged 26 years, Occ Cooli R/o Nallagutta Thanda, G.P.Munipally, Jakranpally Mandal, Nizamabad District.
2. Bhukya Meghana, D/o late Bhukya Rathan Singh @ Rathu, Aged 10 years, Minor, Occ: Student, Petitioner No.2 is minor and represented the case under The guardianship of her natural mother and next friend and Guardian Smt. Bhukya Gangubai (Petitioner No.1)

   All are R/o. Nallagutta Thanda, G.P. Munipally, Jakranpally Mandal, Nizamabad.

...APPELLANTS(CLAIMANTS)

AND

1. Smt. Revathi Yadav, W/o Jagadish Prasad, Aged Major, Occ: Owner of the Lorry bearing No.MP-06-HC0971, R/o. Main Road, Joura District Morena (MP) Cell No.098272 59425.
2. Tjhe Bajaj Allanz General Insurance Company Ltd., Satellite Branch, P5 Green Garden Road, Behind SP Office, City Centre, Gwalior - 482 001. Represented by its Branch Manager, Branch Moe, Sai Anasuya Complex, Beside Reliance Web World, 21/1 Floor, Hyderabad Road, Pragathinagar, Nizamabad

   (Police No. OG-10-2305-1803-00000458 valid from 18.09.2009 to 17.09.2010.)

...RESPONDENTS/(RESPONDENTS)

Counsel for the Appellants:SRI. AZAR SRAVAN KUMAR

Counsel for the Respondent No. 2: SRI. A. RAMAKRISHNA REDDY

The Court delivered the following:

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

MACMA.No.2599 of 2014

JUDGMENT:

The subject matter in the appeal was referred to Lok Adalat for settlement and accordingly, an award was passed on 14.12.2019 in terms of settlement.

In view of the above, the civil miscellaneous appeal is closed in terms of the said award passed by the Lok Adalat. As a sequel, the miscellaneous applications, if any, shall stand closed.

Sd/- I. NAGALAKSHMI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accidents Claims Tribunal (District Judge) at Nizamabad.
2. One CC to Sri. Azar Sravan Kumar, Advocate (OPUC)
3. One CC to Sri. A. Ramakrishna Reddy, Advocate (OPUC)
4. Two CD Copies.
   (Along with a copy of the award.)

PM

HIGH COURT

DATED:18/12/2020



ORDER

MACMA.No.2599 of 2014

Closing the Appeal
Interms of the award

D.29/12/2020

BEFORE THE LOK ADALAT

HELD AT HYDERABAD

(Organized by High court Legal Services Committee High court of Judicature at Hyderabad for the state of Telangana)

(Under section 19 of the Legal Services Authorities Act 1987 (Central Act)

MA CMA NO. 2599 of 2014

(Before Hon'ble High court of Judicature at Hyderabad)

Against Order in OP No.718/2010 on the file of the MACT- District Judge Nizamabad)

Appellants/petitioners	:	1. Smt. Bhukya Gangubai @ Gangu w/o late Bhukya Rathan Singh @ Rathu, aged 31 years, occu; Coolie, R/o Nallagutta thanda of GP Munipally, Jakranpally mandal, Dist. Nizamabad 2. Bhukya Meghana D/o Late Bhukya Rathan Singh @ Rathu, aged 15 years, occu: student, R/o Nallagutta thanda of GP Munipally, Jakranpally mandal, Dist. Nizamabad
Respondent No.2	:	Bajaj Allianz General Insurance company Ltd., represented by its Branch Manager, Branch office: North East Plaza, 4th floor, Beside BMW Show Room, Opp. RTA Office, Erramanzil X Roads, Hyderabad
Respondent No.1	:	Smt.Revathi Yadav s/o Jagadish Prasad, aged major, occu: owner of the lorry No.MP-06-HC-0971 R/o Main Road, JOura, Dist.Morena, MP.

NO. OF PROCEEDINGS OF THE HIGH COURT LEGAL SERVICES COMMITTEE: ORDER ROC. NO.151/HCLSC/2019 DT.11-12-2019

Present:

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

Name of Members : 1) **Sri Pathipaka Ram Prasad,** Advocate, High court for the state of Telangana

2) **Smt.R.Madhavi Latha**, Advocate High court for the state of Telangana/Social Worker

AWARD

The dispute 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 settlement.

1. The appellant herein and Sri Azar Shravan Kumar and Sri Azar Kishan Rao, advocates for the appellant and the respondent No.2 through Sri Sk. Ismail, Senior Executive, TP Claims, for Bajaj Allianz General Insurance company Limited and their counsel are present. The matter has been settled amicably between the parties.

2. That the respondent/respondent No.2 agreed to pay enhanced compensation of Rs.1,50,000/- (Rupees one lakh fifty thousand only) against the awarded amount of Rs.3,00,000 (Rupees three lakhs only).

3. That the respondent/insurance company is to deposit an amount of Rs.1,50,000/- (Rupees one lakh fifty thousand only) with interest within a period of two (2) months from the date of receipt of a copy of this award.

4. The appellant/claimant No.1 wife of the deceased is permitted to withdraw the entire amount as and when deposited by the insurance company. The appellants/claimants No.2 has no objection

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 appeal

For Bajaj Allianz General Insurance Co. Ltd.

Authorised Signatory

BBOK BBOK

Appellants

Respondent No.1

Counsel for appellants

Counsel for Respondent No.1

Chairman

Member

Member

Date: 14-12-2019

Seal of the committee