

upon hearing the arguments of Mr.R.Kalaiarasan, Advocate for the Appellant in CMA No.137/2018 and for the Ist Respondent in CMA No.516 of 2018, and Mr.R.Ratna Thara, Advocate for the Appellant in CMA No.516/2018 and for the 2nd Respondent in CMA No.137/2018 and the first Respondent in CMA No.137/2018 and the Second Respondent in CMA No.516/2018 are having been remained set exparte before the tribunal and this Court while allowing the appeal in CMA No.516/2018 in part and in modification of the award of the tribunal and dismissing the CMA No.137/2018 doth order and decree as follows;

i)That the Compensation award and decree dated 14/09/2017 made in 7940 of 2013 on the file of Motor Accidents Claims Tribunal, II Small Causes Judge, Chennai be and hereby is confirmed;

ii)that the Appellant herein in CMA No.516/2018/Insurance Company shall be at liberty to pay the award of compensation to the Claimant and recover the same from the Insured/Owner of the Vehicle;

iii)that there be no order as to costs in this Civil Miscellaneous Appeal;

SD/-
ASSISTANT REGISTRAR

// TRUE COPY //

SUB ASSISTANT REGISTRAR

bsm
To:-

The Judge,
II Small Causes Court
(Motor Accidents Claims Tribunal),
Chennai.

Copy to

The Section Officer,
V.R.Section,
High Court, Madras.

+lcc to Mr.N.M.Muthurajan, Advocate SR.15025

Dated:09/03/2021

DECREE

C.M.A.Nos.137 and 516 of 2018

Dismissing the Civil Miscellaneous Appeal in CMA No.137 of 2018 and partly allowing in CMA No.516 of 2018 preferred against the Judgment and Decree dated 14/09/2013 made in MCOP No.7940 of 2013 on the file of the Motor Accidents Claims Tribunal/IIInd Small Causes Court, Chennai etc., as stated therein.

vg II[co]
srg 09/02/2022