

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI  
Lok Adalat – II organised by the High Court Legal Services committee  
Tuesday, the 7<sup>th</sup> day of September 2021

**LOK ADALAT AWARD**

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)  
Presided over by

**The Hon'ble Mr.JUSTICE M.Thanikachalam (Retd)**

Member

Mr.M.Sambasivam, District Judge, Retd

**C.M.A.No.1830 of 2021**

Appeal against the judgment and decree dated 19.03.2020 made in  
M.C.O.P.No.5735 of 2011 on the file of the Motor Accident Claims  
Tribunal, V Judge, Court of Small Causes at Chennai.

A.Fathimuthu

.. Appellant

Vs.

1. H.Vengadakrishnan

2. Bajaj Allianz General Insurance Company Ltd.,

C/o.Motor III Party Claims Office

25/26 College Road, Chennai – 600 006.

.. Respondents

WEB COPY

This case came up for settlement before the Lok Adalat. Both parties are present. Mr.T.G.Balachandran, learned counsel for the appellant and Mr.R.V.Sivaraj, learned counsel for the second respondent is present. After mutual discussion, negotiation, mediation and

conciliation between both parties, they arrived at a compromise to settle the matter as follows:

### **TERMS OF SETTLEMENT**

The appellant / petitioner while travelling along with her daughter and father met with an accident in which father died and this petitioner and her daughter sustained injury.

2. The award amount of the Lower Court is appears to be less resulting the enhancement and after filing, the Insurance company wisely settled the matter between the parties and under which the Insurance Company is agreed to pay an additional sum of Rs.1,00,000/- in full quit of the amount on the basis of the joint memo, award has been modified.

3. The 2<sup>nd</sup> respondent/Insurance company is directed to pay the enhanced compensation of Rs.1,00,000/- in full quit over and above the award passed originally.

4. The 2<sup>nd</sup> respondent / Insurance company is directed to deposit the amount within a period of three weeks from the date of receipt of copy of this order.

5. The Tribunal is directd to transfer the amount through RTGS/NEFT

to the parties concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition.

A.Fathimuthu

Counsel for the Appellant

Bajaj Allianz General Insurance Company Ltd.,  
C/o.Motor III Party Claims Office  
25/26 College Road,  
Chennai – 600 006.

Counsel for the Respondent

This Lok Adalat award is passed in terms of the above settlement.

The full court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court Fees and suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 2 r/w 25 of LSA Act 1987 as amended in 1994.

**Judge**

Member

**M.Thanikachalam, J.(Retd)**

drl

To: The parties/Advocate concerned

Copy to:

1. The Motor Accidents Claims Tribunal,  
V Judge, Court of Small Causes at Chennai.
2. The Secretary, High Court Legal Services Committee, Chennai.
3. The Section Officer, V.R. Section, High Court, Madras.
4. The Section Officer, Lok Adalat Section, High Court Madras  
+ 2 copies

drl



C.M.A.No.1830 of  
2021

WEB COPY

07.09.2021