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IN THE HIGH COURT OF JUDICATURE AT MADRAS

FRIDAY, THE NINETEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

CMA.No.1374 of 2020

Kunjammal

..Appellant/ Petitioner

Vs.

1.Nagaraj

2.Sivamalai

3.The National Insurance Co. Ltd.,
II - Floor, 81-D, North Car Street,
Tiruchengode Taluk, Namakkal District.

4.The National Insurance Co. Ltd.,
Branch Office at 73, Perundurai Road,
Erode - 638 011.

5.Alaguraj

6.Rajeswari

7.The United India Insurance Co. Ltd.,
146/N, IInd Floor, Kumar Complex,
Anna Salai, Tiruchengode Taluk,
Namakkal District.

8.The United India Insurance Co. Ltd.,
Branch at 1170, Muthiah Complex,
Mettur Road, Erode - 638 011.

..Respondents/Respondents

Prayer: Civil Miscellaneous Appeal filed under Section 173 of M.V.Act, 1988, against the judgment and decree dated 23.01.2020 made in MACTOP.No.271 of 2018 on the file of the Motor Vehicle Accident Claims Tribunal / Special Subordinate Court,Erode.

Decree:This Civil Miscellaneous Appeal coming on for hearing on this day and upon perusing the Grounds of Appeal , the order of the Tribunal below and the material papers in the case and upon hearing the arguments of Mr.T.S.Arthanareeswaran,Advocate for the Appellant and of Mr.Mr.D.Bhaskaran, Advocate for the Third respondent and Fourth Respondent and of Mr.J.Chandran,



Advocate for the Respondents 7 & 8 wherein R1,R2,R5 and R6 Not appeared either in person or by an Advocate and this Court, doth order and decree as follows:

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i)that the compensation award and decree dated 23.01.2020 made in MACTOP.No.271 of 2018 on the file of the Motor Vehicle Accident Claims Tribunal/Special Subordinate Court,Erode be and hereby is confirmed and this Civil Miscellaneous Appeal is dismissed;

ii)that on such deposit being made, the appellant/Claimant herein shall be permitted to withdraw the entire award amount along with interest and costs,less the amount if any,already withdrawn forthwith.

iii)that there be no costs in this Civil Miscellaneous Appeal.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To:-

The Motor Accident Claims Tribunal,
Special Sub-ordinate Court, Erode.

Copy to:

The Section Officer,
VR Section,
High Court,Madras.

+1 cc to Mr.J.Chandran, Advocate Sr.NO. 59940

DATED:19.11.2021

DECREE

CMA.No.1374 of 2020

Dismissing the Civil Miscellaneous Appeal preferred against the judgment and decree dated 23.01.2020 made in MACTOP.No.271 of 2018 on the file of the Motor Vehicle Accident Claims Tribunal / Special Subordinate Court,Erode etc as stated within.

BP (CO)

A.SK(28/06/2022)