



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.04.2021

CORAM

THE HON'BLE MR.JUSTICE C.SARAVANAN

C.M.A.No.3071 of 2019

Sufiyan Bin Jaffer

... Appellant/Claimant

Vs.

1.Smijo P.A

2.The Oriental Insurance Co Ltd,
No.115/216, Prakasam Salai,
Chennai - 600 108.

... Respondents/Respondents

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 against the fair and decreetal order dated 15.03.2018 made in M.C.O.P.No.5837 of 2015, on the file of the Motor Accidents Claims Tribunal, Chennai (In the II Court of Small Causes, Chennai).

For Appellant : Mr.Amar D Pandiya

For Respondents: Mr.V.Murali for
Mr.J.Chandran for R2
R1 Not ready

JUDGMENT

The claimant is the appellant in this appeal and is aggrieved by the impugned judgment and decree dated 15.03.2018 passed by the Motor Accident Claims Tribunal, Chennai (In the II Court of Small Causes, Chennai) in M.C.O.P.No.5837 of 2015.

2.By the impugned judgment and decree, the Tribunal has awarded a sum of Rs.10,58,444/- as detailed below:-

Disability	Rs.1,20,000.00
Pain and Suffering	Rs. 50,000.00
Extra nourishment	Rs. 25,000.00
Transport to hospital	Rs. 10,000.00
Damages to Clothes	Rs. 1,000.00
Attender Charges	Rs. 3,600.00
Medical Expenses	Rs.8,18,844.00
Future Medical Expenses	Rs. 10,000.00
Loss of Income	Rs. 10,000.00
Loss of Amenities	Rs. 10,000.00



10. On such deposit, the appellant/claimant is entitled to withdraw his amount together with interest as directed by the Tribunal, by filing suitable application before Tribunal.

11. The insurer of the 1st respondent's vehicle, the 2nd respondent is directed to deposit the said amount to the credit of the Bank account of the claims Tribunal directly by NEFT or RTGS mode within a period of two months from the date of this order and intimate the said deposit details to this Tribunal with a copy of the said Bank advise.

12. Accordingly, this Civil Miscellaneous Appeal stands allowed with the above observations. No costs.

Sd/-

Assistant Registrar (CJ Conf)

//True Copy//

Sub Assistant Registrar

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To:

1. The Motor Accidents Claims Tribunal,
Chennai
(In the II Court of Small Causes, Chennai).

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

+1cc to Mr. J. Chandran, Advocate, S.R.No.23424

+1cc to Mr. S. Ravi Kumar, Advocate, S.R.No.23286

C.M.A.No.3071 of 2019

RSV(CO)
GN(12/10/2021)