

IN THE HIGH COURT OF JUDICATURE AT MADRAS

THURSDAY, THE THIRTIETH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT:

THE HONOURABLE MRS.JUSTICE S.KANNAMMAL

C.M.A.No.2914 of 2014

Preetha

..Appellant/Claimant

Vs.

1.M.Vasanthi

(r1 remained exparte the Tribunal hence
his presence may be dispensed with)

2.National Insurance Company Limited
Division Office-IX, Leather Centre,
No.53, Raja Muthiah Road,
Periamet, Chennai.

..Respondents/Respondents

Prayer: Appeal against the Judgment and Decree dated 21.08.2013
and made in M.C.O.P.No.3515 of 2010 on the file of Motor
Accidents Claims Tribunal, Special Sub Judge-II, Chennai.

DECREE:

This Appeal coming on for hearing on Friday, the thirtieth
day of July two thousand and twenty one upon perusing the
grounds of Appeal, the order of the Lower Court and the material
papers in this case and upon hearing the arguments of Mr.Terry
Chella Raja, Advocate for the Appellant and of Mrs.R.Sree
Vidhya, Advocate for the second respondent and first respondent
having remained exparte before the Tribunal and having stood
over for consideration till this day, this court while allowing
in part and in modification of the award of the Tribunal, doth
order and decree as follows;

1. That the award passed by the Tribunal be and hereby is
enhanced to Rs.7,29,440/- (Rupees Seven Lakhs Twenty Nine
Thousand Four Hundred and Forty only) from Rs.5,40,000/- with
interest at the rate of 7.5% per annum from the date of petition
till the date of deposit.

2. That The second respondent herein/Insurance Company be
and hereby is directed to deposit the enhanced award amount,
with interest and costs, less the amount already deposited, if

any, within a period of six weeks from the date of receipt of a copy of this order.

3. That on such deposit being made, the appellant herein/ claimant be and hereby is permitted to withdraw the award amount now determined by this Court, along with interest and costs, less the amount if any, already withdrawn by making necessary applications before the Tribunal.

4. That there be no costs in this Civil Miscellaneous Appeal.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

mpa

To

1.The Motor Accidents Claims Tribunal,
Special Sub Judge-II,
Chennai.

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

+1cc to M/s.R.Sree Vidhya, Advocate Sr No.50926

+1cc to M/s.M.Malar, Advocate Sr No.50782

Date : 30.09.2021

DECREE:

C.M.A.No.2914 of 2014

Partly allowing this Appeal preferred against the Judgment and Decree dated 21.08.2013 made in M.C.O.P.No.3515 of 2010 on the file of the Motor Accidents Claims Tribunal, Special Sub Judge-II, Chennai etc. as stated within.

NMI (CO)
PR (24/11/2021)