



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Sixth day of January Two Thousand Twenty One
PRESENT

The Hon'ble Mr.Justice K.KALYANASUNDARAM
CMA(MD) . No.1647 of 2010

WEB COPY

THE MANAGING DIRECTOR,
TAMIL NADU STATE TRANSPORT CORPORATION LTD.,
UNIT III NAGERCOIL AGASTHEESWARAM TK ,
KANYAKUMARI DISTRICT. ... Appellant/2nd Respondent
Vs

1 SENTHILKUMAR

2 P.SUNDARESAN ... Respondents/Petitioner and 1st Respondent

PRAYER:- Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988 preferred against the judgment and decree of the Motor Accident Claims Tribunal, I Additional Motor Accident Claims Tribunal, District Court, Kanniyakumari at Nagercoil dated 16/11/2006 made in MCOP NO.78/2005.

DECREE:- This Civil Miscellaneous Appeal having come up for final hearing on this day, upon perusing the grounds of Appeal, the award of the Tribunal and the material papers to the Appeal and upon hearing the arguments of MR.N.ASAITHAMBI Advocate for the Appellant and of MS.A.ELIS CHITRADEVI Advocate for the first respondent and the second respondent is dismissed vide Court Order dated 10.04.2019, this Court doth order and decree as follows:-

(1) That the Judgment and decree of the Motor Accident Claims Tribunal, I Additional Motor Accident Claims Tribunal, District Court, Kanniyakumari at Nagercoil dated 16/11/2006 made in MCOP NO.78/2005 be and hereby is confirmed and the Civil Miscellaneous Appeal is dismissed;

(2) That the Appellant/Transport Corporation be and hereby is directed to deposit the entire award amount with accrued interest and costs, less the amount already deposited, if any, within a period of eight weeks from the date of receipt of a copy of this judgment;

(3) That on such deposit being made, the first respondent/claimant be and hereby is permitted to withdraw the award amount, less the amount already withdrawn, if any, together with interest and costs;

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

Sd/-

Assistant Registrar (CS I)

// True Copy //



TO

The Ist Additional District Judge,
The Motor Accident Claims Tribunal,
Kanniyakumari at Nagercoil.

Copy to:

The Section Officer,
V.R. Section,

Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.A.ELIS CHIRADEVI, Advocate (SR-394 dated 07/01/2021)

ORDER DATED: 06.01.2021

DECREE

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Nature of Decree:- Dismissing the
Civil Miscellaneous Appeal
preferred against the judgment
and decree of the Motor Accident
Claims Tribunal, I Additional
Motor Accident Claims Tribunal,
District Court, Kanniyakumari at
Nagercoil dated 16/11/2006 made
in MCOP NO.78/2005 etc., as stated
within.

sv2 (CO)

KK(21.01.2021) 2P 5C