



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

**Tuesday, the Twentieth day of April Two Thousand Twenty One
PRESENT**

**The Hon`ble Mr.Justice K.KALYANASUNDARAM
CMA(MD). No.593 of 2009**

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THE MANAGING DIRECTOR,
TAMILNADU STATE TRANSPORT CORPORATION ,
KUMBAKONAM..

... Appellant/Respondent

Vs

- 1 K.GNANASUNDARI, (DIED)
- 2 PARIMALA
- 3 RAJALAKSHMI,
- 4 GEETHA
- 5 USHA RANI
- 6 BACKIALAKSHMI
- 7 RAGURAMAN,
(R-2 TO 7, are brought on record LRs of the deceased
Sole Respondent Vide Order DT.14/03/14 IN MP.1 TO 3/13 IN
CMA.593/2009).

... Respondents/Claimants

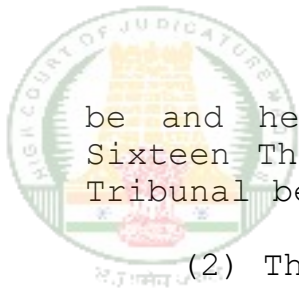
Prayer:-

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 challenging the award and decree dated.31.01.2006 made in M.C.O.P.No.133 of 2005 on the file of the Motor Accident Claims Tribunal cum Additional Chief Judicial Magistrate, Kumbakonam

DECREE:-

This Civil Miscellaneous Appeal having come up for final hearing on this date, upon perusing the grounds of Appeal, the order of the Tribunal and the material papers to the Appeal and upon hearing the arguments of MR.M.S.RAAJESSHVER, Advocate for the Appellant and of MR.I.SUTHAKARAN, Advocate for the Respondents, this Court while allowing the appeal in part and in modification in the award of the compensation, doth order and decree as follows:-

(1) That the award of the compensation passed dated.31.01.2006 made in M.C.O.P.No.133 of 2005 on the file of the Motor Accident Claims Tribunal cum Additional Chief Judicial Magistrate, Kumbakonam



be and hereby decreased as Rs.4,16,000/- (Rupees, Four Lakhs and Sixteen Thousand only) instead of Rs.4,30,000/- as awarded by the Tribunal below along with interest rate at 7.5% per annum; and

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

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Sd/-

Assistant Registrar(P & A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

TO

The Motor Accident Claims Tribunal
cum Additional Chief Judicial Magistrate,
Kumbakonam.

Copy to:

The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.K.SEKAR, Advocate (SR-16983 dated 22/04/2021)

ORDER DATED : 20/04/2021

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DECREE
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CMA(MD) . No.593 of 2009

Nature of Decree:- Allowing the Civil Miscellaneous Appeal in part preferred against the award and decree dated.31.01.2006 made in M.C.O.P.No.133 of 2005 on the file of the Motor Accident Claims Tribunal cum Additional Chief Judicial Magistrate, Kumbakonam, as stated within.

svn(CO)

TR(18.06.2021) 2P 5C