



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
(Civil Appellate Jurisdiction)
Tuesday, the Second day of February Two Thousand Twenty One
PRESENT
The Hon`ble Mr.Justice K.KALYANASUNDARAM
CMA(MD). No.720 of 2010

VADIVALAGAN,

... Appellant

Vs

1 V.SELVARAJ,
OWNER T.N.59X 1869 LORRY, S/O.VEERAPPAN,,
KUPPAKUDY POST, ALANGUDY TALUK,,
PUDUKKOTTAI DISTRICT.

2 BRANCH OFFICE
NATIONAL INSURANCE CO. LTD.,
PUDUKKOTTAI.

... Respondents

Prayer:-

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 preferred against the judgment and decree of the Additional District Judge Cum Chief Judicial Magistrate, Pudukottai dated 04/07/2021 made in M.C.O.P.No.254 of 1999.

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. V. KALYANASUNDARAM, Advocate for the Appellant and of Mr. S. SRINIVASA RAGHAVAN, Advocate for the Second respondent and the First Respondent dismissed vide Court Order dated 29.11.2017, this Court doth order and decree as follows:-

(1) That the award passed by the Additional District Judge Cum Chief Judicial Magistrate, Pudukottai dated 04/07/2001 made in M.C.O.P.No.254 of 1999, be and hereby is confirmed and the Civil Miscellaneous Appeal is dismissed.

(2) That the 2nd Respondent/Insurance Company, 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 order.

(3) That on such deposit being made, the Appellant/claimant be and are hereby is permitted to withdraw the award amount so deposited, by making necessary application before the Tribunal.



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

Sd/-

Assistant Registrar (CSIII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

WEB COPY

TO

The Additional District Judge Cum
Chief Judicial Magistrate, Pudukottai

Copy to:

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

+1 CC to M/s.S.SRINIVASA RAGHAVAN, Advocate (SR-3378 dated
04/02/2021)

ORDER DATED : 02/02/2021

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DECREE

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CMA(MD). No.720 of 2010
Nature of Decree:-
Dismissing the Civil
Miscellaneous Appeal
preferred against the
judgment and decree of the
Addl.District judge cum CJM
Pudukottai, dated
04/07/2001
in MCOP.No.254/1999.

KB(25.03.2021) 2P 5C