



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

Friday, the Tenth day of December Two Thousand and Twenty One
PRESENT

The Hon`ble Mrs.Justice S.ANANTHI

CMA(MD)No.493 of 2017

and

CMP(MD)No.5253 of 2017

WEB COPY

TAMIL NADU STATE TRANSPORT CORPORATION,
BY ITS MANAGING DIRECTOR,
KUMBAKONAM.

... APPELLANT/RESPONDENT

Vs

1.TMT.K.SUGANYA

... 1ST RESPONDENT/1ST PETITIONER

2.MINOR K.S.DHEETCHINIA
(REPRESENTED THROUGH HER
MOTHER & NATURAL GUARDIAN
K.SUGANYA THE 1ST
RESPONDENT HEREIN)

... 2ND RESPONDENT/2ND PETITIONER

3.G.SEETHALAKSHMI

... 3RD RESPONDENT/3RD PETITIONER

Prayer :- This Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988, to set aside the Judgment and Decree passed by the learned Motor Accident Claims Tribunal/I Additional District and Sessions Court (Protection of Civil Rights), Thanjavur, in M.C.O.P.No.137 of 2011 dated 17.12.2012.

Decree:- This Civil Miscellaneous Appeal coming up for final hearing on this day, upon perusing the grounds of Appeal, the order of the Tribunal and the material papers of the case and upon hearing the arguments of Mr.D.Sivaraman, Advocate for the Appellant, and Mr.K.K.Senthil, Advocate for the Respondents 1 to 3, doth order and decree as follows:-

i)That the Judgment and Decree dated 17.12.2012 made in MCOP.No.137 of 2011 by the Motor Accident Claims Tribunal/I Additional District and Sessions Judge (Protection of Civil Rights), Thanjavur, be and hereby is confirmed and this Civil Miscellaneous Appeal is dismissed;

ii)That the appellant / Transport Corporation be and hereby is directed to deposit the entire award amount within four weeks from the date of receipt of this decree:

iii)That the Claimants are permitted to withdraw their share as appointed by the tribunal, with accrued interest and costs:



iv) That the minor's share amount is to be deposited as ordered by the Tribunal.

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

WEB COPY

Sd/-

Assistant Registrar (CS II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TO

The I Additional District and Sessions Judge
(Protection of Civil Rights),
Motor Accident Claims Tribunal,
Thanjavur.

Copy to:

The Record Keeper, V.R. Section,
Madurai Bench of Madras High Court, Madurai.

ORDER DATED : 10/12/2021

=====

DECREE

=====

CMA (MD) No.493 of 2017
and
CMP (MD) No.5253 of 2017

Nature of Decree:-

Dismissing the Civil
Miscellaneous Appeal
preferred against the
Judgment and Decree passed
by the learned Motor
Accident Claims Tribunal/I
Additional District and
Sessions Court (Protection
of Civil Rights),
Thanjavur, in
M.C.O.P.No.137 of 2011
dated 17.12.2012.

KS (CO)

<https://hcservices.courts.gov.in/cseviceSP> 4C