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HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services Committee

Sunday, the 26th day of June 2022

LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided over by

The Hon'ble Mr.JUSTICE SUNDER MOHAN

and

Members

Mr.K.Balasubramanian

Mr. C.K.Chandrasekaran

CMA No.3119 of 2021

(Appeal against the judgment and decree passed on 09.08.2019 made in M.C.O.P.No.3153 of 2016 on the file of the Motor Accidents Claims Tribunal/ Chief Judicial Magistrate, Cuddalore)

V.Mayavan

.. Appellant

Vs.

1.R.Prabhukanth

2. The New India Assurance Co.Ltd.,
No.1, Bharathi Road, Arcot Woodlands,
Building, Cuddalore.

.. Respondents

This case came up for settlement before the National Lok Adalat. Both the parties are present. The learned counsel for the appellant Ms.Ramya V.Rao and the learned counsel for the second respondent, Mr.T.Jayaraman are present. After mutual discussion, negotiation, mediation and conciliation between both parties, they arrived at a compromise to settle the matter as follows:



TERMS OF SETTLEMENT

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Both the parties and their respective counsel are present.

2.The Tribunal has awarded a sum of Rs.2,71,684/-(Rupees Two Lakhs Seventy One Thousand Six Hundred and Eighty Four) with interest at 7.5% p.a. from the date of petition till the date of deposit as compensation.

3. Aggrieved by the award, the appellant/claimant has preferred the present appeal, for enhancement.

4. Now the Appellant has agreed to receive a sum of Rs.3,50,000/-(Rupees Three Lakhs Fifty Thousand only) in full quit (without interest), in addition to the amount ordered by the Tribunal, which is also acceptable to the second respondent.

5. The second respondent/Insurance Company is directed to deposit the additional award amount, within a period of six weeks from the date of receipt of a copy of this order. On such deposit, the claimant is permitted to withdraw the Award amount after deducting the amount already withdrawn by the claimant, if any. Award is passed accordingly.

6.The Tribunal is directed to issue the cheque to the party concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.



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V.Mayavan
appellant

Counsel for the

The New India Assurance Co.Ltd.,
No.1, Bharathi Road, Arcot Woodlands,
Building, Cuddalore.
respondent

Counsel for the second

This National Lok Adalat award is passed in terms of the above settlement.

The Court fee paid shall be refunded to the parties in the manner provided under the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

Member

Judge

Member

To



The parties/Advocate concerned
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Copy to:

1. The Motor Accidents Claims Tribunal/ Chief Judicial Magistrate, Cuddalore.
2. The Secretary, High Court Legal Services Committee, Chennai.
3. The Section Officer, V.R. Section, High Court, Madras.
4. The Section Officer, Lok Adalat Section, High Court, Madras.

SUNDER MOHAN, J



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sms/sli

CMA No.3119 of 2021

26.06.2022