



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 12th day of March, 2022

NATIONAL LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE B.GOKULDAS (Retd.)
and

Members

Mr.M.SAMBASIVAM

Mrs.K.AKILANDESHWARI

CMA No.4496 of 2019

Appeal against the Judgment and decree dated 05.12.2018 passed in M.C.O.P.No.2303 of 2017 on the file of the Motor Accidents Claims Tribunal, Principal Sub Judge, Cuddalore.

The Manager,
The United India Insurance Co.Ltd.,
13A, Nethaji Road,
Manjakuppam, Cuddalore.
Now at
United India Insurance Co.Ltd.,
Motor Third Party Claims Hub,
No.35, 36 & 37, AR Plaza, 45 Feet Road,
Balaji Nagar, Puducherry – 605 011.

...Appellant

Vs.

1.A.Govindarasu
2.G.Krishnaveni
3.C.Boopathi

...Respondents

This case is taken up for settlement before the National Lok Adalat. Both the parties are present. Mr.P.Sankara Narayanan, learned counsel for appellant/Insurance Company and Ms.Ramya V.Rao learned counsel for the respondents 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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The Tribunal has awarded a sum of Rs. 11,55,000/-with interest at 7.5% per annum from the date of petition till the date of decree and costs as compensation. Aggrieved by the award of the Tribunal, the appellant / Insurance Company had preferred the present appeal.

2. After due deliberation and consultation, both the parties have agreed to modify the award to a sum of Rs.10,55,000/- (Rupees Ten Lakhs Fifty Five Thousand Only) along with interest at the rate of 7.5% from the date of petition with costs as compensation.

3. The appellant /Insurance Company is directed to deposit the above said accepted award amount of Rs.10,55,000/- (Rupees Ten Lakhs Fifty Five Thousand Only) along with interest at the rate of 7.5% from the date of petition with costs after deducting the amount already deposited if any, within a period of six weeks from the date of receipt of a copy of this award.

4. The modified amount shall be apportioned among the claimants / respondents 1 and 2 as follows:-

R1	-	Rs.5,00,000/-
R2	-	Rs.5,55,000/-

5. On such deposit, the claimants/respondents 1 and 2 are permitted to withdraw the modified amount without filing any formal petition. Award is passed accordingly.

6. The Tribunal is directed to transfer the amount through RTGS/NEFT to the parties 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. The connected miscellaneous petition is closed, if any.

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

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and 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.

Judge

Member

Member

The Manager,
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Counsel for the Appellant

1.A.Govindarasu

2.G.Krishnaveni

3.C.Boopathi

Counsel for the respondents



B.GOKULDAS,J. (Retd.)

kmi/ms

To:
The parties/Advocate concerned

Copy to:

- 1.The Motor Accidents Claims Tribunal,
Principal Sub Judge, 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.+2 copies

kmi/ms

CMA No.4496 of 2019

12.03.2022