



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
civil Appellate Jurisdiction

Wednesday, the Twenty Fourth day of November Two Thousand Twenty One
PRESENT

The Hon'ble Mrs.Justice S.ANANTHI
CMA(MD).no.490 of 2021

WEB COPY

1.Easwari
2.Minor Sharmila
3.Minor Ramani
4.Minor Vikram
5.Ramayee
6.Venkatraman ...Appellants/Claimants
(Minors are rep.by, Guardian Mother Easwari)

Vs

1.Sivanantham,
2.The Manager,
The New India Assurance Company Limited
No.8 VOC Colony, Round Road,
Pudur Balakrishnapuram Post,
Dindigul District. ...Respondents/Respondents

Prayer:-

Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988 Pleaded to enhance the compensation from Rs.16,28,000/- to Rs.30,00,000/- by modifying the Fair and Decreetal Order passed by the Motor Accident Claims Tribunal, District Judge, Karur MCOP No.132 of 2018 dated 22.06.2020.

DECREE:-This Civil Miscellaneous Appeal came up for hearing on this day Thursday the 11th day of November 2021 and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Thiru.K.Suresh, Advocate for the Appellants/Claimants and of Thiru.V.Regunathan, Advocate for the first Respondent and Mr.A.Ilango, Advocate for Second respondent and having stood over for consideration till this day, while partly allowing this Civil Miscellaneous Appeal this Court doth order and decree as follows:-

(i)that the Insurance Company/Second respondent herein be and hereby is liable to pay entire award amount of Rs.20,35,000/- with 7.5% interest, as fixed by the Tribunal from the date of petition.

(ii)that the Insurance Company shall deposit the entire award amount, within a period of Two weeks from the date of receipt of copy of this order.

<https://hcservices.ecourts.gov.in/hcservices/>



WEB COPY

CMA(MD).No.490 of 2021

(iii) that there be no costs in this Civil Miscellaneous Appeal.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

To

1.The District Judge,
Motor Accident Claims Tribunal,
Karur.

Copy to

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

+1 CC to M/S.K.SURESH, Advocate SR-35799 dated 25/11/2021

+1 CC to M/S.V.RAGUNATHAN, Advocate SR-35905 dated 25/11/2021

+1 CC to M/S.A.ILANGO, Advocate SR-35738 dated 24/11/2021

ORDER DATED : 24/11/2021

=====

DECREE

=====

CMA(MD).No.490 of 2021

***Partly Allowing the CMA(MD).
No.490 of 2021 preferred
against the Judgment dated
22.06.2020 in MCOP.No.132 of
2018 on the file the Motor
Accident Claims Tribunal,
District Judge, Karur, etc., as
stated within.***

RK(21/12/2021) 2P 7C