



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

Tuesday, the Twenty Sixth day of April Two Thousand and Twenty Two

PRESENT

The Hon`ble Mr.Justice R.SUBRAMANIAN
and
The Hon`ble Mr.Justice N.SATHISH KUMAR

C.M.P(MD)No.3035 of 2022
in
C.M.A(MD).No.733 of 2019

T.VISAKAN ... PETITIONER / 2nd RESPONDENT

Vs

1 THE BRANCH MANAGER
THE NATIONAL INSURANCE COMPANY LTD.,
BRANCH OFFICE - 2, 1ST FLOORT,
HOTEL PRESIDENT, 8A,
YANAICAL STREET,
MADURAI.

... 1st RESPONDENT / APPELLANT

2 T. MALATHI

... 2nd RESPONDENT / 1st RESPONDENT

3 MINOR T.MIRUTHULA
REPRESENTED BY HIS MOTHER AND
GUARDIAN MALATHI

T.C.ARUNACHALAM (DIED)

4 S.T.RAJAN

5 A.KANNAN

... 3 TO 5 RESPONDENTS /
3 TO 5 RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Direction for permitting the Petitioner to withdraw his proportional share lying to the credit of the C.M.A (MD) Nos . 733 to 735 of 2019 from the account maintained with the Indian Bank, High Court Branch at Madurai pending disposal of the above Civil Miscellaneous Appeal in this Honourable Court.

Prayer in CMA(MD). 733/ 2019 :

To Set Aside the fair and Decreetal order made in MCOP.No.2 of 2017 dated 22.3.2018 on the file of the Motor Accident Claims Tribunal, Principal Subordinate Court, Karur and allow the appeal



ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.P.GUNASEKAR, Advocate for the petitioner and of MR.J.S.MURALI, Advocate on behalf of the 1st Respondent, the court made the following order:-

This Court had directed the share of the minor to be kept in fixed deposit while permitting the other claimants to withdraw their share of the compensation. Now, the minor has attained majority and he seeks permission to withdraw his share of compensation, which is lying in Court deposit.

2. The petitioner has been declared as major by order, dated 16.03.2022. Hence, this petition is allowed and the petitioner is permitted to withdraw his share of compensation, which is kept in Court deposit.

sd/-
26/04/2022

/ TRUE COPY /

27/04/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE PRINCIPAL SUBORDINATE JUDGE
MOTOR ACCIDENT CLAIMS TRIBUNAL,
KARUR.

COPY TO:
THE OFFICER INCHARGE,
INDIAN BANK,
HIGH COURT BRANCH AT MADURAI

+1 CC to Mr.P.GUNASEKAR, Advocate (SR-3866[I] dated 27/04/2022)

ORDER
IN
C.M.P (MD) No.3035 of 2022
in
C.M.A (MD) .No.733 of 2019
Date :26/04/2022

am
MK/PN/SAR.I/27.04.2022/2P/4C