



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

(CIVIL APPELLATE JURISDICTION)

FRIDAY, THE TWENTY SECOND DAY OF APRIL TWO THOUSAND TWENTY TWO

WEB COPY

PRESENT

THE HON'BLE MR.JUSTICE RMT.TEEKAA RAMAN

CMA(MD) . NO.656 OF 2021

TATA AIG GENERAL INSURANCE COMPANY LIMITED,
REPRESENTED BY ITS DIVISIONAL MANAGER,
AA TOWER, NORTH BLOCK,
3RD FLOOR, 4 & 5,
BY-PASS ROAD, MADURAI,
MADURAI DISTRICT.

... Appellant/ Respondent

Vs

THAVAMANI

... Respondent/ Petitioner

Prayer :-

The Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 to set aside the Judgment and Decree made in M.C.O.P.No. 172 of 2017 dated 28.10.2020 on the file of the Motor Accidents Claims Tribunal, Principal Subordinate Court, Tenkasi and allow the appeal with costs.

Decree:-

This Civil Miscellaneous Appeal coming up for final hearing on Tuesday, the Fifth Day of April Two Thousand Twenty Two and 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.J.S.Murali, Advocate for the Appellant and Mr. M.S.Suresh Kumar, Advocate for the Respondent, and having stood over the matter for consideration till this date, this Court doth order and decree as follows:-

- i. That the Civil Miscellaneous Appeal be and hereby is allowed and the M.C.O.P.No. 172 of 2017 dated 28.10.2020 on the file of the Motor Accidents Claims Tribunal, Principal Subordinate Court, Tenkasi is dismissed; and
- ii. that the Appellant herein / Insurance company shall be entitled to withdraw the award amount, if already deposited; And



iii. That there be no costs in this Civil Miscellaneous Appeal

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// True Copy //

Sd/-

Assistant Registrar (CS-III)

/ /2022

Sub Assistant Registrar (CS)

TO

The Principal Sub Judge,
Motor Accident Claims Tribunal,
Tenkasi.

Copy to:

The Record Keeper,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai. (2 COPIES)

+1 CC to M/s.J.S. MURALI, Advocate (SR-20651[F] dated 22/04/2022)

+1 CC to M/s.M.S.SURESH KUMAR, Advocate (SR-20866[F]
dated 25/04/2022)

ORDER DATED : 22.04.2022

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DECREE

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CMA (MD) . No.656 of 2021

Allowing the CMA(MD). No.656 of 2021 preferred against the Judgment and Decree made in M.C.O.P.No. 172 of 2017 dated 28.10.2020 on the file of the Motor Accidents Claims Tribunal, Principal Subordinate Court, Tenkasi etc. as stated within.

TP (CO)
GC (12.05.2022) 2P 6C