



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

Friday, the Twenty Second day of April Two Thousand Twenty Two
PRESENT

The Hon`ble Mr.Justice RMT.TEEKAA RAMAN
CMA(MD). No.512 of 2018

WEB COPY

UNITED INDIA INSURANCE COMPANY LTD
144 KALPANA ROAD UDUMALAIPETTAI. ,
REP THROUGH ITS BRANCH MANAGER..

... Appellant/2nd Respondent

Vs

1 V.RAJENDRAN

... 1st Respondent/ Petitioner

2 N.MARIAPPAN

... 2nd Respondent/1st Respondent

Prayer:-

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988 preferred against the judgment and decree of the award, dated 26.03.2018, passed in M.C.O.P.No.119 of 2012 by the Motor Accident Claims Tribunal / Sub Court, Palani.

DECREE:-

This Civil Miscellaneous Appeal having came up for final hearing on Friday the Twenty Fifth day March Two Thousand and Twenty two, upon perusing the Grounds of Appeal, the order of the Tribunal and the material papers to the Appeal and upon hearing the arguments of A.ILANGO, Advocate for the Appellant and of D.VENKATESH, Advocate for the 1st respondent and having stood over the matter for consideration till this date, this Court while, in modification of the award of the Tribunal and allowing this Civil Miscellaneous Appeal in part doth order and decree as follows:-

(1) that the compensation awarded in M.C.O.P.No.119 of 2012 by the Motor Accident Claims Tribunal / Sub Court, Palani, be and hereby is confirmed.

(2) that the Insurance Company herein / Appellant be and hereby is directed to pay the award amount to the claimant at the first instance and then to recover the same from the owner of the vehicle by following the due process of law.

(3) That there be no costs in this Civil Miscellaneous Appeal.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)



TO
The Motor Accident Claims Tribunal / Sub Court,
Palani.

Copy to:
The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.A. ILANGO, Advocate (SR-20424 dated 22/04/2022)

ORDER DATED : 22/04/2022

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DECREE

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CMA(MD). No.512 of 2018

Nature of Decree:- Partly allowing the Civil Miscellaneous Appeal preferred against the judgment and decree of the award, dated 26.03.2018, passed in M.C.O.P.No.119 of 2012 by the Motor Accident Claims Tribunal / Sub Court, Palani., etc., as stated within.

RD(09.06.2022) 2P 5C