



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 09th September 2023

NATIONAL LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE J.SATHYA NARAYANA PRASAD

and

Members

Mr.K.V.Muthu Visakan

Mr.K.Rama Krishnan, District Judge (Retired)

C.M.A.No.952 of 2023

(Appeal against the judgment and decree passed on 14.12.2022 made in MCOP.No.186 of 2021 on the file of the Motor Accidents Claims Tribunal at Dharmapuri, (Special Subordinate Court (MACT), Dharmapuri.

Chinnasamy

.. Appellant

/versus/

1.Murugan

2.Tata AIG General Insurance Company Limited,

2nd Floor, Samsung Towers,

304-L, Bandhiyan road, Elumbur, Chennai.

.. Respondents

This case is taken up for settlement before this Lok Adalat. Both the parties are present. Mr.T.L.Thirumalaisamy, learned counsel for appellant and Mr.K.Vinod, learned counsel for the second respondent is 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.7,32,750/- with interest at the rate of 7.5% per annum as compensation to the petitioner/claimant. Challenging the same, the appellant/claimant has preferred this appeal.

2. Not satisfied with the award of the Tribunal, the appellant/claimant has preferred the present appeal for modification. Now, both the parties have agreed to a sum of Rs.3,00,000/- (Rupees Three Lakhs Only) in full quit (inclusive of interest).

3. The second respondent/Insurance Company is directed to deposit the amount of Rs.3,00,000/- (Rupees Three Lakhs only) in full quit (inclusive of interest), within a period of eight weeks from the date of receipt of a copy of this order. On such deposit of the aforesaid amount by the second respondent/Insurance Company, the appellant/claimant is permitted to withdraw the same, without filing any formal petition. The Award is passed accordingly.

4. M/s.Yamini Soundariya, Senior Manager, Tata AIG General Insurance Company Limited is present.

5. 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.

Chinnasamy

Counsel for the Appellant

1. Murugan

2. Tata AIG General Insurance Company
Limited,
2nd Floor, Samsung Towers,
304-L, Bandhiyan road, Elumbur,
Chennai.

Counsel for the respondents

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



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J.SATHYA NARAYANA PRASAD, J.

jai/veda

To: The parties/Advocate concerned

Copy to:

1. The Motor Accidents Claims Tribunal at Dharmapuri, (Special Subordinate Court (MACT), Dharmapuri.
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

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Dated :09.09.2023