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HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday the 11th day of March 2023
NATIONAL LOK ADALAT AWARD
(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided over by

The Honourable Mr.JUSTICE S.SOUNTHAR
and

Members:

Mr.G.Dharmaraj(District Judge Rtd.,)
Mrs.S.Sridevi

C.M.A.No.429 of 2022

(Appeal against the award made in M.C.O.P.No.3405 of 2016, dated 16.10.2020 on the file of the Motor Accident Claims Tribunal / I Additional District and Sessions Judge, Cuddalore.)

1. Selvambal (died)
2. G.Sivakumar
3. K.Priya

... Appellants

Vs.

The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Villupuram Division-I,Ltd.,
No.3/137, Salamedu,
Vazhuthareddy, Villupuram.

.. Respondent

Though the matter is not in the list, at the request of both the parties this case is taken up for settlement before the National Lok Adalat. Both the parties are present. M/s.Ramya V. Rao, learned counsel appearing for the appellants and Mr.T.Chandrasekaran learned counsel appearing for respondent. After mutual discussion, negotiation, mediation and conciliation between both parties, they arrived at a compromise to settle the matter as follows.



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TERMS OF SETTLEMENT

The Tribunal has awarded a sum of Rs.10,75,000/-, with interest 7.5% at the rate of per annum from the date of the petition till the date of deposit of the award amount. Aggrieved by the said award, the appellant has preferred the present appeal.

2. The learned counsel for the appellant filed a memo stating that the first appellant died leaving behind appellants 2 and 3 as LRs. The memo is recorded. Registry is directed to carryout the necessary amendment.

3. The appellants 2 and 3/ claimants and Respondent/Corporation entered in a compromise on following terms;

(i) The respondent/Corporation is agreed to settle for a sum of Rs.13,00,000/- in full quit of claims against the appellants 2 and 3.

(ii) The above said sum shall be deposited within a period of twelve(12) weeks from today, failing which, the above said sum shall carry an interest of 7.5% per annum. The respondent / Corporation shall deposit the above said sum after deducting any amount already deposited.

(iii) On such deposit, the appellants 2 and 3/ claimants are permitted to withdraw the said amount by making formal application.

(iv) The appellants 2 and 3/ claimants are entitled to equal share of the award amount.

4. Accordingly, the Tribunal is directed to transfer the amount through RTGS to the parties on proper identification in accordance with the terms of the award, without insisting on any formal petition. The Award is passed accordingly.



The Civil Miscellaneous Appeal is disposed of accordingly. Consequently, the connected MP, if any, is closed.

1. G.Sivakumar

2. K.Priya

Counsel for Appellants

Vs.

The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Villupuram Division-I,Ltd.,
No.3/137, Salamedu,
Vazhuthareddy, Villupuram.

Counsel for Respondent

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

To: The parties/Advocate concerned

S.SOUNTHAR, J.



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- 1.The Motor Accident Claims Tribunal / I Additional District and Sessions Judge, Cuddalore.
- 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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11.03.2023