



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.1748 of 2022

Appeal against the judgment and decree passed on 28.11.2018 made in
M.C.O.P.No.298 of 2017 on the file of the Motor Accidents Claims
Tribunal,(FAC), Additional Sub Judge, Puducherry.

Selvamani

.. Appellant

/versus/

1.Hari

2.The Manager,

M/s.ICICI Lombard Insurance Co. Limited.,
1st Floor, Building No.142, ECR Main Road,
Kottupalayam, Puducherry.

.. Respondents

This case is taken up for settlement before this Lok Adalat. Both the
parties are present. Mr.T.Ananthasekar, learned counsel for appellant and



Mr.Vinodh for M/s.P.Magesh, 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

The Tribunal has awarded a sum of Rs.5,83,500/- 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 enhancement. Now, both the parties have agreed to a sum of Rs.75,000/- (Rupees Seventy Five Thousand Only) in full quit (inclusive of interest) over and above the Tribunal award.

3. The second respondent/Insurance Company is directed to deposit the enhanced amount of Rs.75,000/- (Rupees Seventy Five Thousand Only) in full quit (inclusive of interest) over and above the Tribunal award, within a period of eight weeks from the date of receipt of a copy of this order. On such deposit of the aforesaid enhanced amount by the second respondent/Insurance

<https://www.mhccourt.org/> Company, the appellant/claimant is permitted to withdraw the same, without



filing any formal petition. The Award is passed accordingly.

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4. 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.

Selvamani

Counsel for the Appellant

1.Hari

2.The Manager,
M/s.ICICI Lombard
Insurance Co. Limited.,
1st Floor, Building No.142,
ECR Main Road,
Kottupalayam, Puducherry.

Counsel for the Second 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



J.SATHYA NARAYANA PRASAD, J.

jai/veda

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

Copy to:

1. The Motor Accidents Claims Tribunal, (FAC), Additional Sub Judge, Puducherry.
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