



**HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI**

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 11<sup>th</sup> day of March, 2023

**NATIONAL LOK ADALAT AWARD**

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

Presided over by

**The Hon'ble Mrs. Justice R. KALAIMATHI**  
and

Members

Mr. M. Sambasivam, District Judge (Retd)

Mr. Sai Srujan TAYI, Advocate

**C.M.A.No.397 of 2023**

Appeal against the Judgment and decree in M.C.O.P.No.1520 of 2014 dated 08.06.2022 on the file of the Motor Accident Claims Tribunal, Special Sub-Judge-I (FAC), Court of Small Causes Chennai.

The Oriental Insurance Co. Ltd.,  
No.115, II Floor,  
Broadway,  
Prakasam Salai,  
Chennai-600 104.

...Appellant

Vs.

1.N.Prabakaran  
2.A-Million Services Trading and  
Contracting Company Pvt.Ltd.,  
No.51, M.S.Dreamz,  
Kannammal Street,  
Kannabiran Colony,  
Saligramam,  
Chennai-93.

3.Mr.Shanthakumar  
4.The United India Insurance Company Ltd.,



Motor Third Party Claims Hub,  
No.134, Greams Road,  
Chennai-600 006.

...Respondents

This case is taken up for settlement before the National Lok Adalat. Both the parties are present. Mr.S.Senthilkumar, learned counsel for appellant and Mrs.Ramya V.Rao, learned counsel for the 1<sup>st</sup> respondent are 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.20,57,600/- with interest at 7.5% per annum from the date of numbering of petition till the date of realisation as compensation. Aggrieved by the award of the Tribunal, the appellant had preferred the present appeal.

2. After due deliberation and consultation, both the parties have agreed to modify the award to a sum of Rs.25,00,000/- (Rupees Twenty Five Lakhs only) in full quit (without interest) as compensation.

3. The Appellant / Insurance Company is directed to deposit the above said accepted award amount of Rs.25,00,000/- (Rupees Twenty Five Lakhs only) in full quit (without interest) as compensation, after deducting the amount already deposited if any, within a period of eight weeks from the date of receipt of a copy of this award. If the payment has not been made within the time stipulated, the appellant is directed to pay the amount along with the interest at the rate of 7.5% p.a., till the date of realisation.

4. On such deposit, the 1<sup>st</sup> Respondent / Claimant is permitted to withdraw the modified amount without filing any formal petition.

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, with out insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

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.

The Oriental Insurance Co. Ltd.,  
No.115, II Floor,  
Broadway,  
Prakasam Salai,  
Chennai-600 104.

Counsel for the Appellant

N.Prabakaran

Counsel for the Respondents

**Judge**

Member

Member



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**R.KALAIMATHI,J.,**

ssn

To:  
The parties/Advocate concerned  
Copy to:

- 1.The Motor Accident Claims Tribunal, Special Sub-Judge-I (FAC), Court of Small Causes Chennai.
- 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**