



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.12.2023

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

C.M.A.No.3876 of 2019

The National Insurance co. Ltd.,
Perundurai Road,
Erode.

... Appellant

Vs

1. J.Sharmila @ Sharmila Devi

2. P.Sellammal

... Respondents

Civil Miscellaneous Appeal filed under Article 173 of Motor Vehicles Act 1988, against the judgment and decree dated 28.09.2011 in MCOP. No.243 of 2009 on the file of the Motor Accident claims Tribunal (Subordinate Judge) at Gobichettipalayam.

For Appellant : Mrs.R.Shree Vidhya

For Respondents : Mr.Ma.Pa.Thangavel R1

R2 - Exparte

J U D G M E N T

This appeal has been filed by the appellant/claimant against the judgment and decree dated 28.09.2011 in MCOP. No.243 of 2009 on the file of the Motor Accident claims Tribunal (Subordinate Judge) at Gobichettipalayam.



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M.DHANDAPANI.,J.

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2. The learned counsel for the respondent claimant submitted that prior to filing the present CMA, the appellant has deposited the entire award amount and the same was withdrawn by the claimants and to that effect, the respondents have filed memo on 15.10.2016 vide M.P.No.59/2016 and therefore, nothing survives for adjudication.

2. Recording the said submission made by the learned counsel for the respondent, the civil miscellaneous appeal is closed. No costs.

11.12.2023

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Index : Yes/no

Internet : Yes/no

Speaking Order/Non speaking order

To

The Motor Accident claims Tribunal (Subordinate Judge) at
Gobichettipalayam.