



HIGH COURT LEGAL SERVICES COMMITTEE, MADURAI

Madurai Bench of Madras High Court, Madurai - 625023



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 Mrs Justice S.SRIMATHY

and

Members

Mr.G.P.Elango, District Judge (Retired)

and

Mrs.M.Krishnaveni, Advocate

CMA(MD) No.1086 of 2013

(Appeal against the judgment and decree passed on 05/11/2004 in MACOP.2488/2002 on the file of the ADDITIONAL DISTRICT AND SESSIONS JUDGE FAST TRACK COURT II, TIRUCHIRAPPALLI)

NATIONAL INSURANCE COMPANY LTD
KUMARAN ILLAM, GREEN FIELDS, OOTY

...Appellant/s

Versus

MAHAMUNI
S/O. MARUTHAI, 1/29, MAIN ROAD, WORAIYUR, TRICHY-8

SAROJA
W/O. MAHAMUNI, 1/29, MAIN ROAD, WORAIYUR, TRICHY-8

LATHA
D/O. MAHAMUNI, 1/29, MAIN ROAD, WORAIYUR, TRICHY-8

JAYANTHI
D/O. MAHAMUNI, 1/29, MAIN ROAD, WORAIYUR, TRICHY-8

SENTHILKUMAR
S/O. MAHAMUNI, 1/29, MAIN ROAD, WORAIYUR, TRICHY-8

N.BABU
1/439, ADA SOLAI, KOVILMEDU, PUDUMUNDU POST, OOTACAMUND TALUK

T.DEVAKI
W/O. TAMILARASAN, NO.16-D, THILAI NAGAR, TRICHY-18 (GIVEN UP)

NEW INDIA ASSURANCE COMPANY
LTD., JUMAN CENTRE, PROMENADE ROAD, CANTONMENT, TRICHY-1 (GIVEN UP)

...Respondent/s

This case came up for settlement before the Lok Adalat. The counsel for the appellant/s, Mr.D.Sivaraman is present.



This Civil Miscellaneous Appeal is filed by the appellant / Insurance Company against the award dated 05/11/2004 made in MACOP.2488/2002 on the file of the Additional District and sessions Judge Fast Track Court II, Tiruchirappalli.

The Tribunal has awarded a sum of Rs.4,75,000/- along with 9% interest. When this appeal was admitted, the appellant / Insurance Company was directed to deposit 75% of the award amount and the appellant / Insurance Company has also deposited the 75% of the award amount.

Now, the appellant / Insurance Company is willing to withdraw the appeal and undertakes to deposit the award amount fixed by the Tribunal within a period of eight weeks.

In view of the above submission, this Appeal is dismissed as withdrawn. The order of the Tribunal is confirmed. As per the order of the Tribunal, the appellant / Insurance Company is directed to deposit the entire award with 7.5% interest and costs, within a period of eight weeks from the date of receipt of a copy of this award, less the amount already deposited, if any. On such deposit being made, the respondents / claimants are entitled to withdraw their respective share amount without filing any formal permission petition.

NATIONAL INSURANCE COMPANY LTD
KUMARAN ILLAM, GREEN FIELDS, OOTY

Counsel for the Appellant/s

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 Tamilnadu 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 Original of the award shall be place in the court record and copy of the award, kept with High Court Legal Services Committee and one copy each is furnished to both parties free of cost.

In agreement of the above, both parties and their counsel have affixed their signatures/ thumb impressions in presence of the Lok Adalat Bench admitting the terms and today conditions and accordingly, the award is passed.

JUDGE

MEMBER MEMBER



To: The Parties/Advocate concerned



Copy To

1. ADDITIONAL DISTRICT AND SESSIONS JUDGE FAST TRACK COURT II, TIRUCHIRAPPALLI.
2. The Officer-in-Charge, High Court Legal Services Committee, Madurai.
3. The Section Officer, V.R. Section, Madurai Bench of Madras High Court, Madurai.

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MARIAMMAL/GNS/KRK

PA To The Hon'ble Judges