



HIGH COURT LEGAL SERVICES COMMITTEE, MADURAI

Madurai Bench of Madras High Court, Madurai - 625023



Saturday the 9th day of December 2023

NATIONAL LOK ADALAT AWARD

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

Presided Over by

The Honourable Mr Justice AR.RAMALINGAM (Retd.)

and

Members

Mr.S.Udayan, District Judge (Retired) and Mr.R.Venkatesan, Advocate

CMA(MD) No.42 of 2022

(Appeal against the judgment and decree passed on 06/08/2021 in MCOP.No.6/2017 on the file of the SUBORDINATE JUDGE, ARUPUKKOTTAI)

THE BRANCH MANAGER,
National Insurance Co. Ltd., Door No. 135/1,
Rose Building, Main Road, Kovilpatti, Thoothukudi District.

...Appellant/s

Versus

1.CHELLATHAI JEYAPRIYA,
W/o. Late. Chinnadurai, Door No. 3/3, Kottaiyur Village, Mandapasalai Post, Kamuthi Taluk,
Ramanathapuram.

2.Minor.Ponbritoo,
S/o. Late. Chinnadurai, Door No. 3/3, Kottaiyur Village, Mandapasalai Post, Kamuthi Taluk,
Ramanathapuram.

3.Minor. Ponprasanna,
W/o. Late. Chinnadurai, Door No. 3/3, Kottaiyur Village, Mandapasalai Post, Kamuthi Taluk,
Ramanathapuram.

(Minor 2nd and 3rd Respondents are represented by their Mother and Guardian 1st Respondent
Chellathai Jeyapriya)

4.Mariyammal,
W/o. Late.Ponnaiya, Door No. 3/3, Kottaiyur Village, Mandapasalai Post, Kamuthi Taluk,
Ramanathapuram.

5.T. Chinniah,
S/o. Thangamariyappa Nadir, Door No. 4/129 A, Perunali, Perunali Post, Kamuthi Taluk,
Ramanathapuram District.

...Respondent/s

This case came up for settlement before the Lok Adalat. Both the parties present. The counsel for the appellant/s Mr.R.Rajamani and the counsel for the respondents 1 to 4, Mr.S.J.Chakravarthy for Mr.M.Subbiah are present. After mutual discussion, negotiation, mediation and conciliation between both parties and with the assistance of the Bench, both sides consented for settlement.

AWARD

After due deliberations, both the parties have agreed for a sum of Rs.34,57,000/- (Rupees Thirty Four Lakhs and Fifty Seven Thousand only) as full quit. The appellant/Insurance Company is directed to deposit the award amount, less the amount already deposited, within a period of two months from the date of receipt of a copy of this award, failing which the appellant shall pay the award amount together with interest at the rate of 7.5% per annum.



On such deposit being made, the respondents 1 to 4/claimants are at liberty to withdraw their share amount in the ratio as apportioned by the Tribunal by filing formal application before the Tribunal. The share due to the respondents 2 and 3/minors shall be deposited in an interest bearing bank account. Deposit in any one of the nationalized Bank till they attain majority. The first respondent / guardian of the minors shall withdraw the interest of the minors deposit amount for their welfare once in three months.

WEB COPY

THE BRANCH MANAGER, National Insurance Co. Ltd.,

Door No. 135/1, Rose Building, Main Road, Kovilpatti, Thoothukudi District.

Counsel for the Appellant/s

1.CHELLATHAI JEYAPRIYA,

2.Minor.Ponbritoo,

3.Minor. Ponprasanna,

4.Mariyammal,

5.T. Chinniah,

Counsel for the Respondent/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. SUB JUDGE, ARUPUKKOTTAI.

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.

Typed By

L.Monica

PA To The Hon'ble Judges