



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Monday, the Thirteenth day of February Two Thousand and Twenty
Three

WEB COPY

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CMP(MD) No.1523 of 2021

IN

CMA NO.123 of 2019

1 SAROJA
2 M.PREMKUMAR
3 M.SURESHKANNAN
4 M. ASHOK KUMAR

... PETITIONERS 1 TO 4/
RESPONDENTS 1 TO 4

Vs

1 THE BRANCH MANAGER
IFFCO-TOKIO GENERAL INSURANCE COMPANY LTD.,
3RD FLOOR, PAYYIL KOHINOOR,
SANAKARNTHI POST,
KOTTAIYAM DT,
KERALA STATE 686 028.

... 1ST RESPONDENT/APELLANT

2 ANIL KUMAR

3 SURESHKANNAN

... RESPONDENTS 2 & 3/
RESPONDENTS 5 & 6

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to permit us to withdraw the 50 percent of the award amount with the accrued interest to the credit of MCOP No. 128 of 2016 on the file of the Motor Accident Claims Tribunal Judge/ Additional District Judge (FTC), Theni pending disposal of CMA(MD) No. 123 of 2019 and thus render justice.

PRAYER IN CMA NO.123 of 2019:-

To set aside the judgement and decree 01.09.2018 passed in MCOP No.128 of 2016 on the file of the Motor Accidents Claims Tribunal Judge (Additional District Judge(FTC) of theni by allowing this appeal.



ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.K.SURESHKUMAR, Advocate for the petitioner, the court made the following order:-

Since the main appeal is ripe for arguments, this petition is closed.

sd/-
13/02/2023

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/02/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

Motor Accident Claims Tribunal Judge/
Additional District Judge (FTC),
Theni

ORDER
IN
CMP (MD) No.1523 of 2021
IN
CMA No.123 of 2019
Date :13/02/2023

NA/SBN/SAR-4/15.02.2023/2P/2C