



C.M.A.(MD).No.357 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2023

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

C.M.S.A.(MD).No.357 of 2022

G.Renugadevi

... Appellant

Vs.

1.Baljit Singh

2.The General Manager,
Bajaj Allianz General Insurance Company Limited,
Bajaj Finserv Building 1st Floor,
Behind Weik Field IT Park,
Viman Nagar,
Pune 411 014.

... Respondents

PRAYER: Civil Miscellaneous Second Appeal is filed under Section 173 of the Motor Vehicles Act, 1988, against the judgment and decree passed in M.C.O.P.No.73 of 2018 on the file of the Motor Accident Claims Tribunal Judge cum Chief Judicial Magistrate Court, Theni, dated 31.01.2022.

For Appellant

: Mr.K.Sureshkumar

For R2

: Mr.N.Shyllappa Kalyan



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J U D G M E N T

This appeal has been filed challenging the judgment and decree passed in M.C.O.P.No.73 of 2018 on the file of the Motor Accident Claims Tribunal Judge cum Chief Judicial Magistrate Court, Theni, dated 31.01.2022.

2. The Tribunal has awarded a sum of Rs.4,16,764/- for the injuries sustained by the appellant in a motor accident, while she was travelling as a pillion rider in a two wheeler. Not satisfied with the amount awarded by the Tribunal, this appeal has been filed for enhancement.

3. During the pendency of the appeal, both the parties agreed to enter into a compromise and filed a joint compromise memo. The Insurance Company has agreed to pay a further sum of Rs.4,00,000/- as full quit, apart from the amount already deposited by them. It is stated that a sum of Rs.5,25,807/- already deposited, excluding the TDS amount of Rs.23,516/-.

4. In such a view of the matter, this Civil Miscellaneous Appeal is disposed of and the second respondent is directed to pay a sum of Rs.4,00,000/- (Rupees Four Lakhs only) within a period of six weeks from the date of receipt



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of a copy of this order. The appellant is directed to seek for withdrawal of amount from the Tribunal by filing necessary application. The Memo of Compromise dated 31.03.2023 shall form part of the decree and the remaining Court fee shall be refunded as per law. No costs.

31.03.2023

akv

To

The Motor Accident Claims Tribunal Judge
cum Chief Judicial Magistrate Court,
Theni.



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N.SATHISH KUMAR,J.

akv

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