



CMP(MD) No.11064 of 2023

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

Friday, the First day of September Two Thousand and Twenty Three

PRESENT

The Hon`ble Dr.Justice ANITA SUMANTH
and
The Hon`ble Mr.Justice R.VIJAYAKUMAR

C.M.P.(MD)No.11064 of 2023
in
C.M.A.(MD)No.654 of 2023

MEHATHAJ BEGUM

... PETITIONER/RESPONDENT/
PETITIONER

Vs

M/S.TAMIL NADU STATE TRANSPORT CORPORATION LIMITED,
PERIYAMILAGUPARAI,
TRICHY-1.

... RESPONDENT/ APPELLANT/
RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to withdraw the 50 percentage amount deposited by the respondent herein to the credit of MCOP No.63 of 2020 on the file of Honourable Motor Accidents Claims Tribunal / III Sub Court Tiruchirappalli and pass such other appropriate order as this Honourable Court may deem fit and thus render justice.

PRAYER IN C.M.A.(MD)No.654 of 2023:

To set aside the judgment and decree passed by the Motor Accident Claims Tribunal, III Additional Sub Judge, Tiruchirappalli in MCOP No.63 of 2020 dated 29.09.2021.



CMP(MD) No.11064 of 2023

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.SUDHAGAR NAGARAJ, Advocate for the petitioner and of MR.A.V.B.KRISHNAKANTH, Standing Counsel on behalf of the Respondent, the court made the following order:-

(Order of the Court was made by DR.ANITA SUMANTH, J.)

Direction under order dated 16.08.2023 has been complied with. A memo is filed to this effect.

2. For the reasons set out seeking withdrawal of 50% of the amount deposited as well as there being no objection put forth by the Transport Corporation, this petition is ordered.

3. Taking benefit of a typographical error in order dated 17.07.2023, the Transport Corporation has transferred only a sum of Rs.27,22,968/- as against the sum awarded being Rs.39,27,461 /- inclusion of interests and costs. Thus, the balance of the amount ie., Rs.12,04,493/- to ensure that the sum total of Rs.39,27,461/- shall be deposited within a period of one week from today.



CMP(MD) No.11064 of 2023

WEB COPY

4. The petitioner seeks withdrawal of 50% of the amount (of Rs.39,27,461/-) and is so permitted by presenting necessary papers before the Motor Accident Claims Tribunal / III Additional Sub Judge, Tiruchirappalli.

sd/-
01/09/2023

/ TRUE COPY /

01/09/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

sm

TO

1.THE MOTOR ACCIDENTS CLAIMS TRIBUNAL /
III SUB COURT TIRUCHIRAPPALLI

2.M/S.TAMIL NADU STATE TRANSPORT CORPORATION LIMITED,
PERIYAMILAGUPARAI,
TRICHY-1.

+1 CC to M/s.N.SUDHAGAR NAGARAJ, Advocate (SR-13093[I] dated
01/09/2023)

ORDER
IN
C.M.P.(MD)No.11064 of 2023
in
C.M.A.(MD)No.654 of 2023
Date :01/09/2023

RK (01/09/2023) 3P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023

<https://www.mhc.tn.gov.in/judis>