



C.M.A.(MD)No.1095 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.09.2023

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND
THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

C.M.A.(MD)No.1095 of 2017

and

C.M.P.(MD)Nos.11175 of 2017, 2909 of 2018 & 6035 of 2019

The Divisional Manager,
The United India Insurance Co. Ltd.,
Having its office at South Main Street,
Thanjavur Town,
Thanjavur District.

...Appellant

/Vs./

1.Suganya
2.Periyasamy

...Respondents

PRAYER:- Appeal - filed under Section 173 of the Motor Vehicles Act, to set aside the order passed by the Motor Accident Claims Tribunal / Special District Judge, Thanjavur in MCOP No.485 of 2016 dated 23.03.2017 as against the appellant and allow the appeal.



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For Appellant : Mr.N.Dilip Kumar
For Respondents : Mr.G.Karnan (R1)
No appearance (R2)

JUDGMENT

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

The parties have entered into an out of Court settlement and a memo dated 19.09.2023 is filed by the claimant / first respondent, where the first respondent / claimant has agreed to settle the dispute withdrawing a sum of Rs.20,00,000/- only, as against the amount deposit of Rs.20,49,021/-. The appellant also acquiesces to this arrangement.

2. The balance of the amount in deposit over and above the sum of Rs.20,00,000/- including interest if any, as set out in e-mail dated 20.09.2023 sent by the Regional Manager of the appellant Insurance Company addressed to the appellant counsel, may be withdrawn by the Insurance Company.



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3. In light of the arrangement entered into qua the parties and recording the same, this Civil Miscellaneous Appeal stands disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

[A.S.M.J.] & [R.V.J.]
20.09.2023

NCC :Yes/No
Index :Yes/No
Internet :Yes
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TO:

- 1.The Motor Accident Claims Tribunal /
Special District Judge, Thanjavur.
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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DR.ANITA SUMANTH, J.
AND
R.VIJAYAKUMAR, J.

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Judgment made in
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Dated:
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