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HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday, the 8th day of June, 2024

NATIONAL LOK ADALAT AWARD

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

Presided over by

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN
and

Members

Mr. R. Ravindra Bose, District Judge (Retired)

Mr. M.Selvaraj, Advocate

C.M.A.No.1153 of 2024

(Appeal against the Judgment and Decree passed on 09.06.2023 in M.C.O.P.No.126 of 2016 on the file of the Motor Accident Claims Tribunal in the IV Court of Small Causes Court at Chennai)

Joseph Jeyaraj

...Appellant/Petitioner

Vs.

1.R.Chinnappan

2.The United India Insurance Co. Ltd.,
Silingi Building,
No.134, Greaves Road,
Chennai – 600 006

...Respondents

On representation of the counsel for both sides this case is taken up for settlement before the Lok Adalat. Both the parties are present. Mr.Amar Dineshbhai Pandiya, learned counsel for the appellant and Mr.R.Rajesh, learned counsel for the 2nd respondent are present. After mutual discussion, negotiation, mediation and conciliation between both parties, they arrived at a compromise to settle the matter as follows:

TERMS OF SETTLEMENT



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The Tribunal has awarded a sum of Rs.1,93,600/- (One Lakh Ninety Three Thousand and Six Hundred only) with interest at 7.5% per annum from the date of petition till the date of deposit and costs as compensation. The same has been withdrawn by the claimant. Seeking enhancement to a sum of Rs.2,00,000/- (Rupees Two Lakhs only), the appellant had preferred the present appeal.

2. Pending the appeal, the parties have compromised the matter to a sum of Rs.1,25,000/- (Rupees One Lakh and Twenty Five Thousand only) together with an interest of 7.5% per annum from the date of claim petition till the date of payment.

3.The 2nd respondent/Insurance company is directed to deposit a sum of Rs.1,25,000/- (Rupees One Lakh and Twenty Five Thousand only) together with an interest of 7.5% per annum from the date of claim petition till the date of payment within a period of **eight weeks** from the date of receipt of a copy of this order. On such deposit, the claimant/appellant is permitted to withdraw the modified amount, without filing any formal petition. Award is passed accordingly.

4.The Tribunal is directed to transfer the amount through RTGS/NEFT to the parties concerned on proper identification in accordance with the terms of the Award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

Joseph Jeyaraj

Counsel for the Appellant

The United India Insurance Co. Ltd.,
Silingi Building, No.134, Greaves Road,
Chennai – 600 006

Counsel for the 2nd Respondent

This Lok Adalat award is passed in terms of the above settlement.



The full Court fee paid shall be refunded to the parties in the manner provided under 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.

Judge

Member

Member

nl/mkn2

To: The parties/Advocate concerned

Copy to:

1. The Motor Accidents Claims Tribunal, IV Court of Small Causes Court at Chennai
2. The Secretary, High Court Legal Services Committee, Chennai.
3. The Section Officer, V.R. Section, Madras High Court, Chennai.
4. The Section Officer, Lok Adalat Section, Madras High Court, Chennai.+2 copies

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08.06.2024