



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services
Committee

Saturday, 14th September, 2024

LOK ADALAT AWARD

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

The Hon'ble Mr.JUSTICE T.N.VALLINAYAGAM (RETD)

and

Members

Mr.M.Sambasivam, District Judge (Retd.)
Mr.P.Arasammal, Advocate

C.M.A.No.793 of 2024

(Appeal against the decree and judgement passed in
MCOP.No.461 of 2021 dated 04.07.2023 on the file of the Motor
Accident Claim Tribunal/Special Special District Judge I, Cuddalore)

1.K.Nagarajan

2.E.Kowsalya

3.S.Gayathri

4.N.Karthika

5.Minor N.Kirthika

D/o.Nagarajan

Rep. by her father, K.Nagarajan

... Appellants

Vs

1.R.Pradeep

2.The Divisional Manager,
United India Insurance CO. Ltd.,
DO,13-A, Netaji Road,
Cuddalore-607 001

...Respondents



This case is taken up for settlement before the National Lok Adalat. Ms.Ramya V. Rao, learned counsel for the appellant and Mr.D.Bhaskaran, learned counsel for the second respondent is present through the office before this Court.

Terms of Settlement

The Claimants filed a claim petition before the Tribunal claiming compensation of Rs.50,00,000/-. The Tribunal awarded a sum of Rs.12,85,000/- (Rupees Twelve Lakhs Eighty Five Thousand only) with interest at the rate of 7.5% from the date of petition till the date of realisation.

2. Aggrieved by the compensation awarded by the Tribunal, the Appellants / claimants preferred this appeal before this Court.

3. Now, both the parties entered into negotiation and finally settled the issue arisen between them as follows :

(i) As against the award amount of Rs.12,85,000/- with interest at 7.5% per annum, the parties have agreed to settle for a total sum of Rs.5,50,000/- [Rupees Five Lakh Fifty Thousand only] over and above the award amount in full quit. Thereby, the second respondent / Insurance Company is directed to deposit the agreed amount less the amount already deposited within a period of four (4) weeks from the date of receipt of a copy of this order. The agreed amount of Rs.5,50,000/- shall be apportioned between the appellants in the same proportion as has been done by the Tribunal.

(ii) Upon such deposit, the appellant /claimant is entitled to withdraw the entire sum without any formal application and only upon verification of the identity.



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4. In terms of the compromise arrived at between the parties, this Civil Miscellaneous Appeal is disposed of accordingly.

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

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and 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.

1.K.Nagarajan

2.E.Kowsalya

3.S.Gayathri

4.N.Karthika

5.Minor N.Kirthika
D/o.Nagarajan
Rep. by her father, K.Nagarajan

Counsel for the Appellant



1.R.Pradeep

2.The Divisional Manager,
United India Insurance CO. Ltd.,
DO,13-A, Netaji Road,
Cuddalore-607 001

Counsel for the respondents

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

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

To:The parties/Advocate concerned

Copy to:

- 1.The Motor Accident Claim Tribunal/Special Special District Judge, Cuddalore
- 2.The Secretary, High Court Legal Services Committee, Chennai.
- 3.The Section Officer, V.R.Section, High Court, Madras.
- 4.The Section Officer, Lok Adalat Section, High Court, Madras.+2 copies



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T.N.VALLINAYAGAM (RETD), J.

rri/anu

C.M.A.No.793 of 2024

14.09.2024