



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI
National Lok Adalat organised by the High Court Legal Services Committee
Saturday the 14th day of September 2024
NATIONAL LOK ADALAT AWARD
(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided over by

THE HONOURABLE Mr.JUSTICE A.RAMAMURTHI (RETD.)
and

Members:

- 1.Mr. J. Justin David, District Judge (Retd.)
- 2.Mr. M.R. Surya Kumar, Advocate

C.M.A. No.552 of 2023

Civil Miscellaneous Appeal against the judgment and decree dated 24.11.2022 in M.C.O.P. No.909 of 2020 on the file of the Motor Accidents Claim Tribunal/ Principal District Judge, Cuddalore.

1. C. Sundari

2. R. Chandirasekar @ Chandirasekaran ... Appellants

Vs.

1. K Dhatchayini

2. The Chief Manager,
Reliance General Insurance Company Ltd.,
Reliance House, 6th Floor,
No.6, Haddows Road,
Nungambakkam,
Chennai - 600 006. ... Respondents

With the consent of both the parties, this case is taken up for settlement before this Lok Adalat. Both the parties are present. Ms. V. Ramya V. Rao, learned counsel for appellants and Ms. C. Bhuvanasundari, learned



counsel for the 2nd respondent / Insurance Company are present. R1 was set ex-parte before the Tribunal. After mutual discussion, negotiation, mediation and conciliation between both parties, they arrived at a compromise to settle the matter as follows:

TERMS OF SETTLEMENT

Both the parties and their counsel are present. This appeal has been filed by the Claimants seeking for enhancement of the award amount of Rs.5,00,000/- with interest.

2. Now the parties agreed to enhance the award amount to a further sum of Rs.4,00,000/- as full quit inclusive of interest.

4. Accordingly, the Insurance Company is now directed to deposit the modified award amount of Rs.9,00,000/- as full quit, less statutory deposit of Rs.25,000/-, within a period of six weeks from the date of receipt of a copy of this order.

5. On such deposit, the claimants are entitled to withdraw the modified award amount of Rs.9,00,000/- in equal share. If the Insurance Company failed to deposit the modified award amount, within the said period, the claimant is entitled to claim interest @ 7.5% p.a., from the date of default.

6. On such deposit being made, the Tribunal is directed to transfer the amount through RTGS/NEFT to the claimants bank account on proper identification of them, in accordance with the terms of the award, without insisting on any formal petition.

7. Accordingly, the Civil Miscellaneous Appeal is disposed of. No costs. Consequently, connected miscellaneous petition, if any is closed.

1. C. Sundari

2. R. Chandirasekar @ Chandirasekaran

Counsel for the appellants



1. K Dhatchayini

2. The Chief Manager,
Reliance General Insurance Company Ltd.,
Reliance House, 6th Floor,
No.6, Haddows Road,
Nungambakkam,
Chennai - 600 006.

Counsel for respondents

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

The 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.

Judge

Member

Member



WEB COPY



A.RAMAMURTHI, J. (RETD.)

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To: The parties/Advocate concerned

Copy to:

1.Motor Accidents Claim Tribunal/

The Principal 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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14.09.2024