



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

Saturday, the 9th day of March 2024

LOK ADALAT AWARD

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

Presided over by

The Hon'ble Mr.JUSTICE G.ARUL MURUGAN
and

Members

Mr. K.Ramakrishnan, District Judge (Retd.)

Mr. C.Venkatesan Advocate

C.M.A.No.2745 of 2021

(Appeal against the award and decree in M.C.O.P.No.6822 of 2014, dated 04.03.2020 on the file of the Motor Accidents Claims Tribunal, VI Small Causes Court, Chennai.

P.Sivashankar

.. Appellant

Vs.

1.M/s.Arul Jothi Constructions,
No.2/5, NGO Colony,
Padappai,
Kanchipuram District – 602 105.

2. ICICI Lombard General Insurance Co.Ltd.,
Chotah Bhai Centre,
2nd Floor, 140, Nungambakkam High Road,
Chennai – 600 034.

.. 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. Ms.Ramya V.Rao, learned counsel for the appellant and Mr.B.Siva Kollappan, learned counsel for the 2nd respondent 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

The Tribunal has awarded a sum of Rs.3,37,200/- with interest at 7.5% per annum from the date of petition till the date of deposit. It is represented by the learned counsel for the appellant/claimant that already entire award amount has been deposited and withdrawn by the appellant/claimant.

2. Not satisfied with the award of the Tribunal, the appellant has preferred the present appeal. Now, both the parties have agreed for a settlement of Rs.1,00,000/- (Rupees One Lakhs Only) in full quit.

3. The 2nd respondent/ICICI Lombard General Insurance Co.Ltd., directed to deposit the settlement amount within a period of eight weeks from the date of receipt of a copy of this order, less the amount already deposited, if any.

4. On such deposit, the claimant / appellant is permitted to withdraw the entire award amount without filing any formal petition. The Award is passed accordingly.

5. 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.

P.Sivashankar

Counsel for the appellant



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Chennai – 600 034.

Counsel for the respondent

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.

Judge

Member

Member

To: The parties/Advocate concerned

Copy to:

1. Motor Accidents Claims Tribunal, VI Small Causes Court, Chennai.
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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G.ARUL MURUGAN
Dn/Sma

C.M.A.No.2745 of 2021

09.03.2024