



## **HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI**

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 09<sup>th</sup> day of March, 2024

### **NATIONAL LOK ADALAT AWARD**

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

Presided over by

**The Hon'ble Mrs. Justice R. KALAIMATHI**

AND

Members

Mr. A. Thanikasalam, District Judge (Retd.)

Mrs. K. Kavitha, Advocate

### **C.M.A.No.2536 of 2023**

Appeal against the Judgment and decree in M.C.O.P.No.6954 of 2018 dated 06.02.2023 on the file of the Motor Accident Claims Tribunal (IV Court of Small Causes), Chennai.

K. Perumal

...Appellant

Vs.

1. M. Dinesh Kumar

2. United India Insurance Co. Ltd.,  
Silingi Building, 4<sup>th</sup> Floor  
No. 134, Greaves Road,  
Chennai – 600 006.

...Respondents

This case is taken up for settlement before the National Lok Adalat. Both the parties are present. Ms. Ramya V Rao, learned counsel for appellant and Ms. R. Sreevidhya, learned counsel for the 2<sup>nd</sup> 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**

The Tribunal has awarded a sum of Rs. 1,75,000/- with interest @ 7.5% p.a. from the date of numbering of petition till the date of realisation as compensation. Seeking enhancement of the award passed by the Tribunal, the appellant/claimant has preferred the present appeal.

2. After due deliberation, both the parties have agreed for enhancement of the award amount by a sum of Rs. 2,00,000/- (Rupees Two Lakhs Only) in full quit over and above the amount already awarded by the Tribunal as compensation.



3. The 2<sup>nd</sup> respondent/Insurance Company is directed to deposit the enhanced amount of Rs.2,00,000/- (Rupees Two Lakhs Only), within a period of six weeks from the date of receipt of a copy of this order.

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4. On such deposit, the appellant/claimant is permitted to withdraw the enhanced amount without filing any formal petition.

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, with out insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

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

The entire 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.

K.Perumal

Counsel for Appellant

United India Insurance Co. Ltd.,  
Silingi Building, 4<sup>th</sup> Floor  
No.134, Greams Road,  
Chennai – 600 006.

Counsel for 2<sup>nd</sup> Respondent

**Judge**

Member

Member

gya/mac



**R.KALAIMATHI,J.**

mac/gya

To:

The parties/Advocate concerned

Copy to:

- 1.The Motor Accident Claims Tribunal, (IV Court of Small Causes), 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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**09.03.2024**