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CM.A.No.923 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.04.2024

CORAM

**THE HONOURABLE MR.JUSTICE M.SUNDAR
AND**

THE HONOURABLE MRS.JUSTICE K.GOVINDARAJAN THILAKAVADI

C.M.A.No.923 of 2024

and C.M.P.No.8609 of 2024

The Managing Director,
Karnataka State Road Transport Corporation,
Bengaluru

...Appellant/Respondent

Vs.

Anjaneyelu

...Respondent

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, 1988, against the judgement and decree dated 23.02.2022 made in M.C.O.P.No.170 of 2016 on the file of the Motor Accidents Claims Tribunal, (Chief Judicial Magistrate) at Vellore.

For Appellant : Mr.T.Thiyagarajan

For Respondent : Mr.R.Dilli Kumar



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JUDGMENT

(Judgment of the Court was made by K.GOVINDARAJAN THILAKAVADI, J.,)

The Captioned Civil Miscellaneous Appeal is preferred by the appellant/Transport Corporation, challenging the judgment and decree dated 23.02.2022 made in M.C.O.P.No.170 of 2016 on the file of the Motor Accidents Claims Tribunal, (Chief Judicial Magistrate) at Vellore.

2.After appearance of the respondent, both sides suggested that the matter can be referred to Lok Adalat to explore the possibility of an amicable settlement between the parties. Accordingly, the dispute between the parties was referred for determination to the Lok Adalat at the District Legal Services Authority, Vellore. The parties have settled the case in the Lok Adalat held on 24.04.2024 at the District Legal Services Authority, Vellore. The scanned reproduction of the terms of the settlement and award is extracted as here under:



CM.A.No.923 of 2024


LOK ADALAT
ORGANISED BY THE DISTRICT LEGAL SERVICES AUTHORITY,
VILLUPURAM
Under Section 19 of the Legal Services Authorities Act, 1987, Act 39 of 1987
 This 24th day of April 2024
CORAM
 Judge : Himmat J. Barathi, Principal Judge, Villupuram
 Member : Himmat K. Pundarikumar, District Legal Services
 Member : Himmat, Social Worker

Lok Adalat Case No. 116 / 2024 (Pending Litigation Case)
 Comp. No. 369/2024 vs. State of Tamil Nadu, Dist. Court, Villupuram
 Criminal Case No. 922/2024 MCOP No. 179 / 2024
 On the file of the P.O. / LAD / Village Court (P.M.C.) / AD (L.C.) / L.M.S. / P.O. Sub Court, Villupuram


 The Managing Director,
 Karnataka State Road Transport Corporation,
 Bangalore

This case referred to the Lok Adalat organized by the District Legal Services Authority, Villupuram under Section 19 of the Legal Services Authorities Act, 1987 (Act 39 of 1987) coming on before us for endeavoring for settlement of dispute between parties being the subject matter of this case. In the presence of the parties and their counsel, and after a full and frank discussion of all issues factual and legal arising from the case, the parties having agreed before us that there shall be award/order/decree in terms of settlement herein made, and their Counsel hereto having, in acceptance of the same, signed this in our presence, this Adalat doth order and direct:

AWARD
 1. Amount claimed as Rs. 20,00,000/- for the cause of Death Injury. The parties have agreed for full and final Settlement for Rs. 25,50,000/- (Rupees Twenty Five Lacs and Fifty Thousand Rupees). Respondent shall deposit the Award amount into the Court of Principal District Judge, S.B.A.C. No. 35965205591 / P. Additional District Judge, S.B.A.C. No. 35965205591 / P. Sessions Judge, Magistrate North (P.M.C.) S.D. J.C. No. 35965205591 / Additional District Judge (P.M.C.) S.B.A.C. No. 35965205591 / Additional District Judge, Magistrate Court, S.B.A.C. No. 35965205591 / Sub Court, Villupuram S.B.A.C. No. 35965205591 or State Bank of India, Villupuram, U.P.O. No. 35965205591 within 60 days from the date of this order.

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1. The Respondent is appointed as the petitioner in the following cases:

- a) petitioner is entitled to Rs. 1000/-
- b) petitioner is entitled to Rs. 2000/-
- c) petitioner is entitled to Rs. 3000/-
- d) petitioner is entitled to Rs. 4000/-
- e) petitioner is entitled to Rs. 5000/-

2. When petitioner's claim amount shall be deposited in any one of the Government Bank till the time amount is paid.

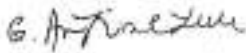
3. In default of the Respondent, the petitioner shall pay interest for the above amount at the rate of 7% per annum from the date of settlement till the date of payment of the claim amount.

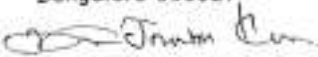
4. Both the parties to the settlement are entitled to file separate applications before the court where the claim petition is now pending for the follow up action if any, as and when necessary arises.

5. The Court fee paid if any shall be returned to the claimant as per the Rules.

6. The matter is amicably settled as above before the Lok Adalat held on 24/4/24 at Vellore.

7. The matter is settled for amount of ₹ 235000/- (Rupees Twenty three lakh Fifty Six Thousand and Seventy Three /- in full and final settlement).

Signature & Thumb Impression of the Claimant/Petitioner: 
Signature of the Respondent: 
Assistant Law Officer (with stamp) (with stamp)
KSRTC : Bangalore Central Division
Bangalore-560027

Counsel for Claimant/Petitioner: 
Counsel for Respondent: 


Judge
1st Panel Member
2nd Panel Member
3rd Panel Member
4th Panel Member
5th Panel Member
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3. The award is produced before this Court which has been signed by both parties and counter signed by the respective counsel all in the presence of one another.

4. The counsel for the respective parties are before this Court. In view of the Lok Adalat settlement award dated 24.04.2024, this appeal in C.M.A.No.923 of 2024 is disposed of. The Court fee paid if any shall be returned to the claimants as per the Rules. Consequently, connected miscellaneous petition is closed.

[M.S.,J] [K.G.T.,J]

29.04.2024

vsn

Internet: Yes/No

Index: Yes/No

Speaking/Non-speaking order



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To

1. The Motor Accident Claims Tribunal,
(Chief Judicial Magistrate) at Vellore.
2. The Section Officer,
VR Section, High Court, Madras.



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M.SUNDAR,J.

and

K.GOVINDARAJAN THILAKAVADI, J.

vsn

C.M.A.No.923 of 2024

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