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

Saturday, the 09th 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 N.SENTHILKUMAR
and

Members

Mr.N. Balasubramanian (Rtd. District Judge)
Mr.Sai Srujan Tayi (Advocate)

C.M.A.NO. 2842 of 2023

(Appeal against the judgment and decree passed on 04.08.2022
made in M.C.O.P.No.3378 of 2010 on the file of the Motor Accident
Claims Tribunal, Chennai (in the V Court of Small Causes, Chennai).

S. Venkatesan

... Appellant

Vs

1.S. Lawrence Dharmaraj

2.M/s. Oriental Insurance Co. Ltd.,
Prakasam Salai,
Broadway, Chennai - 600 108.

... Respondents

This case is taken up for settlement before the Lok Adalat. Both the parties are present. Mr.S.N.Subramani, learned counsel for the Appellant and Mr.N.Sampath, learned counsel for the second 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.1,31,300/-, with interest at 7.5% per annum, from the date of petition, till the date of realisation. Aggrieved by the award of the Tribunal, the appellant / claimant had preferred the present appeal.



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2. After due deliberation and consultation, both the parties have agreed to a sum of Rs.65,000/- (Rupees Sixty Five Thousand only) as full quit, without interest in this appeal.

3. The second respondent / Insurance Company is directed to deposit the amount of compensation now arrived at today, less the amount already deposited, if any, within a period of two weeks from the date of receipt of a copy of this order, to the credit of M.C.O.P.No.3378 of 2010, on the file of the Motor Accident Claims Tribunal, Chennai (in the V Court of Small Causes, Chennai). On such deposit being made, the appellant / claimant is permitted to withdraw the amount on filing proper application.

4. The Tribunal is directed to transfer the above said award amount to the Bank account of the appellant / claimant by way of NEFT / RTGS, on proper identification, in accordance with the terms of the award, without insisting on any formal permission petition.

5. The Civil Miscellaneous Appeal is disposed of accordingly. No costs.

S. Venkatesan

Counsel for the Appellant

M/s. Oriental Insurance Co. Ltd.,
Prakasam Salai,
Broadway, Chennai - 600 108.

Counsel for the respondent



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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



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N.SENTHILKUMAR, J.

at/skr

To: The parties/Advocate concerned

Copy to:

1. The Motor Accident Claims Tribunal, Chennai (in the V 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