



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 09th 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.3055 of 2023

Appeal against the Judgment and decree in M.C.O.P.No.772 of 2016 dated 15.10.2022 on the file of the Motor Accident Claims Tribunal (Sub Court), Poonamallee.

D.Sagaya Mary Priya

...Appellant

Vs.

1.B.Srinivasan

2.United India Insurance Company Limited,

48, Arcot Road, Saligramam

Chennai – 600 098

...Respondents

This case is taken up for settlement before the National Lok Adalat. Both the parties are present. Mr.K.Varadhakamaraj, learned counsel for the appellant and Mr.J.Michael Viswasam, learned counsel for the 2nd 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.1,44,922/- with interest @ 7.5% p.a. from the date of numbering of petition till the date of realisation as compensation. Seeking enhancement of compensation, the appellant/claimant has preferred the present appeal.

2. After due deliberation, both the parties have agreed to settle the matter for a sum of Rs.1,25,000/- (Rupees One Lakh Twenty Five Thousand only) in full



quit over and above the amount already awarded by the Tribunal as compensation.

3. The 2nd respondent/Insurance Company is directed to deposit the above said enhanced amount of Rs.1,25,000/- (Rupees One Lakh Twenty Five Thousand only) in addition to the amount awarded by the Tribunal in full quit as compensation, after deducting the amount already deposited if any, within a period of six weeks from the date of receipt of a copy of this award.

4. On such deposit, the appellant/claimant is permitted to withdraw the modified 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.

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.

D.Sagaya Mary Priya

Counsel for Appellant

1.B.Srinivasan

2.United India Insurance Company Limited,
48, Arcot Road, Saligramam
Chennai – 600 098
Respondent

Counsel for 2nd

Judge

Member

Member

mac/gya



WEB COPY



R.KALAIMATHI,J.

mac/gya

To:

The parties/Advocate concerned

Copy to:

- 1.The Motor Accident Claims Tribunal,(Sub Court), Poonamallee.
- 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