



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Civil Appellate Jurisdiction

Wednesday, the Fifth day of June Two Thousand and Twenty Four

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

CMP(MD). No.6669 of 2024

in

CMA(MD)No.248 of 2016

1.Menaka @ Kuppammal

Devakirubai (Died)

2.A.Vincent

... Petitioner/1 & 2 Respondent

(The Legal heir of the deceased Devakirubai impleaded by the order passed in I.A. 86/2023 Dated 24.04.2023)

Vs

1 The Branch Manager

M/s.Reliance General Insurance Co. Ltd.

Sri Meenakshi Plaza,

1st Floor Plot No.HIG 55,

80 Feet Road , Annanagar Madurai.

Velayutham (Died)

2 Priya

3 Minor. Pavithra



4 Minor. Vetri

... Respondents 2 to 4/ Respondents 3 to 5

(Minor Respondents are Represented by Court Guardian Advocate Geetha as per the order passed in I.A. No.1209/2011, dated 15.02.2012, 3 to 5 respondents impleaded as per order in I.A. No.1134/2011 dated 15.02.2012 Amended as per order in I.A. No.418/2012 dated 04.06.2012)

Prayer in CMP(MD). No.6669 of 2024

To pass an order to transfer the award amount with accrued interest deposited in the name of C.M.A(MD) No.248/2016 to the name of M.C.O.P No.97/2011 on the file of I Additioanal District Judge, Madurai and consequently permit the petitioners to withdraw the amount of Rs.9,37,821 with interst till date, deposited in the name of C.M.A(MD) No.248/2016 and further reliefs as this Honourable Court may deem fit and proper in the circumstances of the case and thus render justice.

Prayer in CMA(MD) No.248 of 2016:

Civil Miscellaneous Appeal filed under section 173 of the Motor Vehicles Act, against the fair and decretal order made in MCOP No.97 of 2011, dated 09.07.2015, on the file of the Motor Accidents Claims Tribunal (I Additioanal District Juge), Madurai.

ORDER:- This Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.M.Karthik, Advocate for the Petitioner and of Mr.S.Srinivasa Raghavan for the 1st Respondent this Court made the following order:

Satisfied with the reasons stated in the affidavit, this petition is allowed.

2.The Fixed Deposit is deposited in the Indian Bank attached to the Madurai Bench of Madras High Court. The said Fixed Deposit shall be discharged and transferred to the credit of M.C.O.P., on the file of Lower Court. The claimant is



permitted to approach the Lower Court and the Lower Court is directed to entertain the petition of the claimant and order accordingly as per law.

// True Copy //

Sd/-
Assistant Registrar(CS III)

/06/2024
Sub Assistant Registrar
(CS - I/ II / III /IV)

tmg
TO

The I Additioanal District Judge,
Motor Accidents Claims Tribunal,
Madurai.

COPY TO:
THE BRANCH MANAGER,
INDIAN BANK,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+ 1 cc to Mr. M.Karthik, Advocate CA Sr.No.25085/2024

ORDER DATED : 05/06/2024

=====

ORDER

=====

CMP(MD). No.6669 of 2024

in

CMA(MD) No.248 of 2016

Giving direction and etc.

as stated within.

MK/27.06.2024 3P 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023
<https://www.mhc.tn.gov.in/judis>