



*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
and 501 of 2021*

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.12.2024

CORAM:

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Tr.C.M.P.(MD)Nos.483 to 485 of 2016 and 501 of 2021
and
C.M.P.(MD)Nos.9762 to 9764 of 2016 and 9285 of 2021

Tr.C.M.P.(MD)Nos.483 to 485 of 2016

Royal Sundaram Alliance Insurance
Company Ltd.,
Db Plaza, 3rd Floor,
47, Whites Road, Chennai.

... Petitioner in all
the three petitions

Vs.

1.Minor Mogasri
Minor rep. by mother and next friend
Kalai Selvi

... 1st Respondent in
Tr.C.M.P.(MD)
No.483 of 2016

1.Kalai Selvi

... 1st Respondent in
Tr.C.M.P.(MD)
No.484 of 2016

1.Thirukumaresan

... 1st Respondent in
Tr.C.M.P.(MD)
No.483 of 2016



*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
and 501 of 2021*

2.Prakash

3.M/s.Sriram General Insurance Co. Ltd.,
E-8, EPIP, RIICO Industrial Area,
Sithapura, Jaipur.

4.M.S.Ayyappan

... Respondents 2 to
4 in all the three
petitions

Prayer : These Transfer Civil Miscellaneous Petitions filed under Section 24 C.P.C., to withdraw the M.C.O.P.Nos.467 to 469 of 2015 on the file of Motor Accident Claims Tribunal, (Special Sub Court), Trichy and transfer the same for joint trial along with M.C.O.P.No.907 of 2015 on the file of Motor Accident Claims Tribunal, (Chief Judicial Magistrate), Perambalur.

For Petitioner : Mr.S.Srinivasa Raghavan

For R1 : Mr.N.Sudhagar Nagaraj

For R3 : Mr.D.Sivaraman

For R2 & R4 : No appearance

Tr.C.M.P.(MD)No.501 of 2021

Royal Sundaram Alliance Insurance
Co. Ltd.,
Vishmathi Melaram Towers,
No.2/319, Rajiv Gandhi Salai (OMR),
Karapakkam, Chennai-600097.
Policy No.VPC0213054000104

... Petitioner

Vs.

1.S.Jeyaprakash



*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
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2.S.Iyappan

... Respondents

Prayer : This Transfer Civil Miscellaneous Petition filed under Section 24 C.P.C., to withdraw the claim petition in M.C.O.P.No.907 of 2015 on the file of Motor Accident Claims Tribunal, Perambalur and transfer the same to the Motor Accident Claims Tribunal (Special Sub Court), Trichy, to be tried jointly along with M.C.O.P.Nos.467 to 469 of 2015 pending thereon.

For Petitioner : Mr.S.Srinivasa Raghavan

For Respondents : No appearance

COMMON ORDER

The Transfer Civil Miscellaneous Petitions in Tr.C.M.P.(MD)Nos. 483 to 485 of 2016 are filed to withdraw the case on the file of the Motor Accident Claims Tribunal, (Special Sub Court), Trichy, in M.C.O.P.Nos. 467 to 469 of 2015 and transfer the same to the file of the Motor Accident Claims Tribunal, (Chief Judicial Magistrate), Perambalur. for joint trial along with M.C.O.P.No.907 of 2015.

2. The Transfer Civil Miscellaneous Petition in Tr.C.M.P.(MD)No. 501 of 2021 is filed to withdraw the case on the file of the Motor Accident



*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
and 501 of 2021*

Claims Tribunal, (Chief Judicial Magistrate), Perambalur. in M.C.O.P.No. 907 of 2015 and transfer the same to the file of the Motor Accident Claims Tribunal, (Special Sub Court), Trichy, for joint trial along with M.C.O.P.Nos.467 to 469 of 2015.

3. The learned counsel appearing for the third respondent in Tr.C.M.P.(MD)Nos.483 to 485 of 2016 would submit that three claim petitions in M.C.O.P.Nos.467 to 469 of 2015 pending on the file of the Motor Accident Claims Tribunal, (Special Sub Court), Trichy were tried jointly and common award came to be passed on 03.07.2023 and as such, nothing survives for further adjudication in the said transfer petitions.

4. The learned counsel appearing for the petitioner would submit that the case in M.C.O.P.No.907 of 2015 is pending on the file of the Motor Accident Claims Tribunal, Perambalur and since the other cases were already disposed of, the prayer in Tr.C.M.P.(MD)No.501 of 2021 has also become infructuous.

5. Recording the above, these Transfer Civil Miscellaneous Petitions



*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
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stand dismissed as infructuous. Consequently, connected Miscellaneous

Petitions are closed. No costs.

02.12.2024

NCC :yes/No
Index :yes/No
Internet:yes/No
csm

To

1. The Motor Accident Claims Tribunal,
(Chief Judicial Magistrate), Perambalur.
2. The Motor Accident Claims Tribunal,
(Special Sub Court), Trichy.
3. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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*Tr.C.M.P.(MD)Nos.483 to 485 of 2016
and 501 of 2021*

K.MURALI SHANKAR,J.

csn

Common Order made in
Tr.C.M.P.(MD)Nos.483 to 485 of 2016 and 501 of 2021
and
C.M.P.(MD)Nos.9762 to 9764 of 2016 and 9285 of 2021

Dated : 02.12.2024