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C.M.A.No.2866 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.04.2025

CORAM:

**THE HONOURABLE MR.JUSTICE R.SURESH KUMAR
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

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I.Miyaj Ahamed @ Niyaj Ahamed, (age 26),
S/o. Mohammed Iqbal,
Permanently residing at
No.1, Ambethkar Nagar, Sirkali,
Now temporarily residing at
Thaikkal Pachaiyankuppam Post,
Cuddalore O.T, Cuddalore Taluk.

... Appellant

Vs.

The Managing Director,
The Tamilnadu State Express Transport Corproation,
Pallavan salai, Chennai – 2.

... Respondent

PRAYER: Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, against the Judgment and decree dated 25.04.2023 made in



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M.A.C.T.O.P.No.2212 of 2018 on the file of the Motor Accident Claims Tribunal,

Cuddalore, Special Sub Court, Cuddalore.

For Appellant : Mr. A.G.F.Terry Chella Raja
For Respondent : Mr. P.M.Vijayakumar
Standing Counsel

J U D G M E N T

(Delivered by Dr. A.D. Maria Clete, J)

This Civil Miscellaneous Appeal has been filed by the appellant to enhance the award passed by the Motor Accident Claims Tribunal in M.A.C.T.O.P.No.2212 of 2018 on the file of the Motor Accident Claims Tribunal, Cuddalore, Special Sub Court, Cuddalore.

2. Today, when the matter is taken up for hearing, the learned counsel appearing for the appellant as well as the learned counsel appearing for the respondent / Insurance Company submitted that the parties have arrived at a settlement for a sum of Rs.33,00,000/- in full quit in favour of the appellant and filed a memo of compromise signed by both the representative of the appellant as



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well as the respondent and also by the learned counsel appearing for the appellant

and the learned counsel appearing for the respondent.

3. Recording the memo of compromise, this Civil Miscellaneous Appeal is disposed of as settled out of Court. The respondent / Insurance Company is directed to deposit the sum of Rs.33,00,000/- less the amount already deposited, if any, within a period of four weeks from the date of receipt of a copy of this judgment. On such deposit, the appellant is permitted to withdraw the award amount, less the amount if any, already withdrawn. The memo of compromise shall form part of the decree and Judgment. No costs.

(R.S.K., J) (A.D.M.C., J)
24.04.2025

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Index: Yes / No

Speaking Order / Non-speaking Order

Neutral Citation: Yes / No



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To
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1. The Motor Accident Claims Tribunal,
Cuddalore, Special Sub Court, Cuddalore.

- 2.The Section Officer,
VR Section,
High Court of Madras,
Chennai.



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**R.SURESH KUMAR, J
and
DR. A.D. MARIA CLETE, J**

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