



CMA(MD)No.1435 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 20.11.2025

CORAM :

THE HONOURABLE MR. JUSTICE P.VELMURUGAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

CMA(MD)No.1435 of 2025
and
CMP(MD)No.18868 of 2025

1.The Divisional Manager,
United India Insurance Company Limited,
17B, Dr.Nanjappa Road,
Opposite of Chithamparam Park,
Coimbatore-641 018.

2.The Branch Manager,
United India Insurance Company Limited,
394/8, Rajaji Road, near Luckky Petrol Bunk,
Srivilliputhur-626 125,
Virudhunagar District.

: Appellants/Respondents 3 and 4

Vs.

1.Harish Jayaanth	: 1 st Respondent/Petitioner
2.S.Venkatesh	: 2 nd Respondent/1 st Respondent
3.M.Velliyankiri	: 3 rd Respondent/2 nd Respondent

Prayer:- These Civil Miscellaneous Appeal is filed under Section 173 of the Motor Vehicles Act, to set aside the fair and decretal order, dated 23/02/2024 passed in MCOP No.62 of 2020 on the file of the Motor Accidents Claims Tribunal, Chief Judicial Magistrate, Virudhunagar at Srivilliputhur.



CMA(MD)No.1435 of 2025

For Appellant

: Mr.I.Suthakaran

For 1st Respondent

: Mr.M.Thirunavukkarasu

JUDGMENT

(Judgment of the Court was made by the Hon'ble **P.VELMURUGAN. J.**)

Today when the matter is taken up for hearing, both counsel appearing on either side would submit that both the parties entered into compromise. A joint compromise memo signed by both sides as well as their respective Counsel, dated 27/10/2025 is filed before this Court, which reads as follows:-

“It is submitted that, while the matter is pending, settlement was arrived between the Insurance Company and the claimant, as claimant had agreed to reduce Rs.4,00,000/- from the total award as the said amount was reimbursed through his medical insurance policy.

Accordingly now both the parties had agreed to pass the total sum of Rs.22,65,180/- along with accrued interest and costs as total award, by reducing Rs. 4,00,000/- from the award passed by the learned tribunal [Rs.26,65,180/-]



CMA(MD)No.1435 of 2025

Therefore, in the above terms, the petitioner/appellant Insurance Company as well as the 1st respondent, both are agreed to dispose this appeal by reducing the compensation to Rs.22,65,180/- from the award passed by the learned Tribunal [Rs.26,65,180/-].

2.Recording the same, the impugned award of the Tribunal is modified to **Rs.22,65,180/-** from Rs.26,65,180/-. The first respondent/claimant is entitled to withdraw the amount as agreed in the terms of compromise, from the Tribunal by filing proper application. If any excess amount, the same shall be returned back to the appellant Insurance Company by the Tribunal. The terms of joint compromise memo, dated 27/10/2025 shall form part of this the order.

3.Accordingly, this Civil Miscellaneous Appeal is **partly allowed**. No costs. Consequently, connected Miscellaneous Petition is closed.

(P.VELMURUGAN, J.) (L.VICTORIA GOWRI, J.)
20-11-2025

Index: Yes/No
Internet: Yes/No
er



WEB COPY



CMA(MD)No.1435 of 2025

**P.VELMURUGAN,J
and**

L.VICTORIA GOWRI, J

er

To,

- 1.The Motor Accidents Claims Tribunal,
Chief Judicial Magistrate,
Virudhunagar District at Srivilliputhur.
- 2.The Section Officer,
VR/ER Section,
Madurai Bench of Madras High Court,
Madurai.

CMA(MD)No.1435 of 2025

20/11/2025



WEB COPY



CMA(MD)No.1435 of 2025