



CMP(MD) No.16328 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Second day of January Two Thousand and Twenty Five

PRESENT

The HONOURABLE MRS. JUSTICE R. KALAIMATHI

C.M.P.(MD)Nos.16328 to 16330 of 2023

in

C.M.A.(MD) Nos.731 to 733 of 2018

C.M.P.(MD)No.16328 of 2023:

TATA AIG General Insurance
Company Ltd.,
No.1, Earthraj Salai,
Egmore, Chennai.

... Petitioner/Appellant

Vs.

1.Thangavel

2.Arjunan

... Respondents/Respondents

Civil Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the order dated 15.11.2023 made in C.M.A.(MD) No.733 of 2018 and restore the same and thus render justice.

PRAYER IN C.M.A.(MD) No.733 of 2018: Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, to set aside the award and decree dated 02.02.2018 made in M.C.O.P.No.740 of 2012 on the file of Motor Accidents Claims Tribunal (I Additional District Court [PCR]), Tiruchirapalli.



CMP(MD) No.16328 of 2023

C.M.P.(MD)No.16329 of 2023:

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TATA AIG General Insurance
Company Ltd.,
No.1, Earthraj Salai,
Egmore, Chennai.

... Petitioner/Appellant

Vs.

1.John Peter

2.Arjunan

... Respondents/Respondents

Prayer in CMP(MD). 16329/ 2023 :

To set aside the order dated 15.11.2023 made in C.M.A.(MD) No.732 of 2018 and restore the same and thus render justice.

PRAYER IN C.M.A.(MD) No.732 of 2018: Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, to set aside the award and decree dated 02.02.2018 made in M.C.O.P.No.664 of 2012 on the file of Motor Accidents Claims Tribunal (I Additional District Court [PCR]), Tiruchirapalli.

C.M.P.(MD)No.16330 of 2023:

TATA AIG General Insurance
Company Ltd.,
No.1, Earthraj Salai,
Egmore, Chennai.

... Petitioner/Appellant

Vs.

1.Mahendran

2.Arjunan

... Respondents/Respondents



CMP(MD) No.16328 of 2023

Prayer in CMP(MD). 16330/ 2023 :

To set aside the order dated 15.11.2023 made in C.M.A.(MD) No.731 of 2018 and restore the same and thus render justice.

PRAYER IN C.M.A.(MD) No.731 of 2018: Civil Miscellaneous Appeal filed under Section 173 of the Motor Vehicles Act, 1988, to set aside the award and decree dated 02.02.2018 made in M.C.O.P.No.642 of 2012 on the file of Motor Accidents Claims Tribunal (I Additional District Court [PCR]), Tiruchirapalli.

ORDER : These Civil Miscellaneous Petitions coming up for orders on this day, upon perusing the petitions and the affidavits filed in support thereof and upon hearing the arguments of M/S.B.VIJAY KARTHIKEYAN, Advocate for the petitioner in all the Petitions and of Mr.N.SUDHAGAR NAGARAJ, Advocate on behalf of the 1st Respondent in all the Petitions, the court made the following order:-

These petitions are filed to set aside order dated 15.11.2023 in above appeals.

2. Heard the learned counsel for the petitioner/appellant and the first respondent. The learned counsel for the first respondent does not have serious objection in allowing these petitions.

3. Being satisfied with the reasons stated in the affidavit filed in support of these petitions, these petitions shall be allowed on condition to pay costs of Rs.700/- each payable in favour of Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adyar,



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Chennai - 20 (payable in S.B.A/c.No.149710011000002, Union Bank of India, Madhya Kailash Branch, Cancer Institute (WIA) Campus, Sardar Patel Road, Chennai - 36, Branch Name and Code:1497, MICR No.600011049, IFSC Code:UBIN0814971), within a period of two weeks from the date of receipt of a copy of this order. Failing which, these petitions shall stand automatically dismissed without any further reference to this Court.

sd/-
02/01/2025

/ TRUE COPY /

08/01/2025
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

APD
TO
THE 1st ADDITIONAL DISTRICT COURT (PCR),
THE MOTOR ACCIDENT CLAIMS TRIBUNAL,
TIRUCHIRAPALLI.

COPY TO:

THE OFFICER INCHARGE,
CANCER INSTITUTE (WIA), GANDHI NAGAR CANAL BANK ROAD,
ADYAR, CHENNAI - 20



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CMP(MD) No.16328 of 2023

ORDER
IN
C.M.P.(MD)Nos.16328 to 16330 of 2023
in
C.M.A.(MD) Nos.731 to 733 of 2018
Date :02/01/2025

SA/SAR. /08.01.2025/5P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.