

CMP(MD)No..
in CMA(MD)No.364 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 09-06-2026

CORAM

THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

CMP(MD) No.5952 of 2026
in
CMA(MD) No.364 of 2026

Kandasamy

**Petitioner/
1st Respondent**

Vs

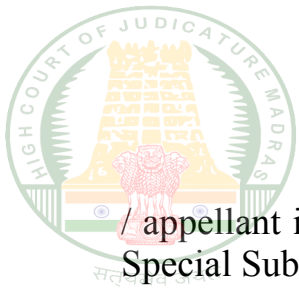
1.The Bajaj Allianz General Insurance
Company Ltd.,
No.1649, South Main Street,
Universall Mobile Show room,
Thanjavur-9.

**1st Respondent/
Appellant**

2.Patel Infrastructure Ltd.,
No.26/1, Patteeswaram Road,
Sundaraperumal Koil,
Kumbakonam Taluk-614208.

**2nd Respondent/
2nd Respondent**

Prayer in CMP(MD)No.5952 of 2026 : This Civil Miscellaneous Petition filed under Section 151 of Civil Procedure Code praying to permit the petitioner to withdraw the deposited entire award amount with interest which was deposited by the first respondent



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/ appellant in M.C.O.P.No.657 of 2024 on the file of Motor Accident Claims Tribunal /
Special Subordinate Judge of Thanjavur.

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Prayer in CMA(MD)No. of 2025 : This Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicle Act praying to set aside the award dated 12.11.2025 passed in M.C.O.P.No.657 of 2024 on the file of the Motor Accident Claims Tribunal / Special Subordinate Judge of Thanjavur by allowing this appeal.

For Petitioner: Mr.P.Edin Brough, Advocate

For Respondents: Mr.V.Sakthivel, Advocate for R1

No appearance for R2

ORDER

The above petition has been filed seeking orders to permit the petitioner to withdraw the entire award amount with accrued interest and costs, which was deposited by the first respondent / Insurance Company.

2. Heard the learned counsel on either side.

3. It is evident from the records that this Court in C.M.P.(MD)No.3457 of 2026 vide order dated 18.03.2026 directed the first respondent to deposit the entire award amount together with interest and costs to the credit of M.C.O.P.No.657 of 2024 on the file of the Motor Accident Claims Tribunal / Special Subordinate Court, Thanjavur. In pursuance of the said direction, the first respondent deposited the entire award amount together with interest and costs.



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4. The learned counsel appearing for the first respondent would submit that the petitioner may be permitted to withdraw 50% of the award amount.

5. Considering the facts and circumstances and also the submissions made on either side, the petitioner is permitted to withdraw 50% of the award amount with accrued interest and costs on filing necessary application before the Tribunal.

6. Accordingly, this petition is ordered.

09-06-2026

CSM

To

1.The Special Subordinate Judge,
Motor Accident Claims Tribunal,
Thanjavur.