

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THURSDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE T. AMARNATH GOUD

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 2055 OF 2007

Appeal filed Under Section 173 of M.V. Act against the Order and Decree made in M.V.O.P.No 3090 of 2005, dated 10-04-2007, on the file of the Court of the Chairman, Motor Accident Claims Tribunal-Cum-Chief Judge, City Civil Court, Hyderabad.

Between:

The National Insurance Company Limited, represented by its Branch Manager, at 15-1-503/B/42, 2nd floor, behind hotel Rajdhani, Ashok Market, Feelkhana, Osmangunj, Hyderabad, represented by its authorized signatory, Swapnalok Complex, Secunderabad.

...Appellant/Respondent No.2

AND

1. Medepudi Dhana Laxmi, W/o. M.Murali Krishna, Occ. House Wife, R/o. Flat No.101, Jayakrishna Apartments, North Kamalanagar, ECIL,
2. M. Venkateshwar Rao, S/o Late M. Bhadraiah, Occ. Nil, R/o. Flat no.101, Jayakrishna Apartments, North Kamalanagar, ECIL,
3. M. Lakshmi Vilasam, W/o. M. Venkateshwar Rao, Occ. House hold, R/o. Flat No.101, Jayakrishna Apartments, North Kamalanagar, ECIL.

(RR 2 and 3 died as per Lo Adalat Award passed dated. 07.11.2020)

4. G. Chandra Sekhar, S/o. G.Dasaratha, age; Major Owner of Vehicle No. AP-29/T-7317 R/o C-72 Near Jyothi Chicken Centre, Vanasthalipuram.

(R4 died for default vide Court Order dated. 11.07.2016)

...RESPONDENTS

Counsel for the Appellant: SRI S. AGASTYA SHARMA

Counsel for the Respondent No.1: SRI L. HARISH

Counsel for the Respondent No. 2 and 3: -----

The Court made the following: JUDGMENT

THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

MACMA No.2055 OF 2007

JUDGMENT:

During the pendency of the appeal, the matter was referred to the Lok Adalat, and the same was settled before the Lok Adalat, vide Award dated 07.11.2020.

Accordingly, the MACMA is disposed of, in terms of the award passed by the Lok Adalat. No order as to costs.

Consequently, miscellaneous petitions, if any, pending in this appeal shall stand closed.

**SD/- I. NAGA LAKSHMI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal-Cum-Chief Judge, City Civil Court, Hyderabad. (With Records)
2. One CC to Sri S. Agastya Sharma, Advocate [OPUC]
3. One CC to Sri L. Harish, Advocate [OPUC]
4. Two CD Copies
(Along with a copy of Lok Adalat Award)
MMK



HIGH COURT

TAJ

DATED:31/12/2020

JUDGMENT

MACMA.No.2055 of 2007



DISPOSING THE M.A.C.M.A. IN TERMS OF LOK ADALAT AWARD.

5
MMA
23/01/2021

BEFORE THE LOK ADALAT

HELD AT HYDERABAD

[Organized by High Court Legal Services Committee
High Court for the State of Telangana
(Through Video Conference mode)]

Under Section 19 of the Legal Services Authorities Act, 1987 (Central Act)]

MACMA No. 2055 of 2007

(Before the Hon'ble High Court)

(Against the Order in OP.No. 3090 of 2005 on the file of the Chairman, Motor Accidents Claims Tribunal-cum-Chief Judge, City Civil Court at Hyderabad)

Appellant/Respondent No.2	1. The National Insurance Company Limited, Rep. by its Branch Manager, situated at 15-1-503/B/42, 2 nd Floor, behind hotel Rajdhani, Ashok market, Fearkhana, Osmania, Hyderabad, Rep. by its authorized signatory, Swapnak, complex, Secunderabad.
Respondents (Petitioners & Respondent No.1)	1. Medepudi Dhana Laxmi, W/o. Murali Krishna, Aged 37 Years, Occ: Housewife
	2. M.Venkateshwar Rao, S/o. Late M.Bhadraiah, Aged 85 Years, Occ: Nil,
	3. M. Lakshmi Vilasam, W/o. M.Venkateshwar Rao, Aged 71 Years, Occ: House Hold, All are R/o. Flat No. 101, Jayakrishna Apartments, North Komalanagar, FCIL, Hyderabad - 500 062.
	4. G.Chandra Sekhar, S/o. G.Osawattha, Age Major, Occ: Owner of Vehicle No.AP-29/T-7317, R/o. G-72, Near Jyothi Chackeri Centre, Vardhna (puram), Ranga Reddy District, 500 070. (R4 is dismissed for default vide order dated 11-7-2016)

[No. of proceedings of the High Court Legal Services Committee:
ORDER ROC.No. 1035/HCLSC/2020, Dated 04-11-2020]

:: Present ::

Name of Chairman : Hon'ble Sri Justice P.Naveen Rao,
Judge, High Court for the State of Telangana.

Name of Members : (1) Sri S. Surender Reddy, Advocate,
High Court for the State of Telangana
(2) Smt. Nandita Guha, Advocate
High Court for the State of Telangana/
Social Worker

AWARD

The above Case between the parties having been referred for determination to the LOK ADALAT and the parties having compromised the case / matter, the following Award is passed in terms of the settlement:

1. The MACMA No. 2055 of 2007 arises out of the order dated 10-4-2007 in OP.No. 3090 of 2005 on the file of the Chairman, Motor Accidents Claims Tribunal-cum-Chief Judge, City Civil Court, Hyderabad.
2. The Chairman, Motor Accidents Claims Tribunal-cum-Chief Judge, City Civil Court, Hyderabad, has granted compensation of Rs. 9,53,000/- (Rupees Nine lakhs fifty three thousand only) with proportionate costs and interest @ 6% per annum from the date of petition till the date of deposit. Aggrieved by the said order, the Insurance Company has preferred this appeal vide MACMA No. 2055 of 2007.
3. During the pendency of the appeal the Respondents/Petitioners No. 2 & 3 were died and the Respondent/Petitioner No.1 has filed death certificates of the Respondents/Petitioners No. 2 & 3. The Respondent/Petitioner No.1 is physically present along with her counsel.
4. The Appellant and Respondent/Petitioner No.1 herein settled the matter, as a result, the Appellant No.2/Insurance company intends to withdraw the appeal. The Appellant / 2nd Respondent – National Insurance Company Limited, is represented by Smt. Sujatha K.Kumar, Manager, who has represented online over the link provided by the High Court Legal Services Committee, High Court for the State of Telangana, and she seeks permission to withdraw the appeal. Accordingly, the Appellant is permitted to withdraw.
5. In view of the compromise between the Appellant and Respondent/Petitioner No.1, the appeal stands disposed as withdrawn.
6. The Insurance Company is ready to deposit the remaining decretal amount with accrued interest after giving due credit to the amount already deposited, within (30) days from the date of receipt of copy of this award.
7. The Respondent / Petitioner No.1 is at liberty to withdraw the remaining amount deposited in the Tribunal/Motor Accidents Claims Tribunal-cum-Chief Judge, City Civil Court at Hyderabad.
8. The parties are informed that the court fee, if any, paid by any of them shall be refunded.



[Signature]

Nandila Gupta

9. No order as to the costs of the appeal.

राष्ट्रमंडल बीमा निगम लि. For National Insurance Co. Ltd. <i>[Signature]</i> Appellant/Respondent No.2/ Insurance Company	<i>[Signature]</i> <i>Idar di pad by one</i> Respondent/Petitioner No.1
	<i>[Signature]</i> Counsel for Respondent / Petitioner No.1

[Signature]
Chairman

[Signature]
Member

Nandita Gupta
Member

Date: 07.11.2020



(Seal of the Committee)