



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

Thursday, the Thirty First day of March Two Thousand and Twenty Two

PRESENT

The Hon`ble Mr.Justice RMT.TEEKAA RAMAN

C.M.P (MD) No.992 of 2021
in
C.M.A (MD) No.345 of 2020

K.PALANISAMY

... PETITIONER/1st RESPONDENT

Vs

1 M/S.NEW INDIA ASSURANCE PRIVATE LIMITED,
REPRESENTED BY ITS BRANCH MANAGER,
BSNL BUILDINGS, 70 FEET ROAD,
ELLIS NAGAR,
MADURAI DISTRICT.

...1st RESPONDENT/APPELLANT

2 R. BALAJI,

...2nd RESPONDENT/2nd RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to permit to Withdraw the 50 percentage of the amount deposited in MCOP No.445 of 2017 on the file of the Motor Accident Claims Tribunal (Special Subordinate Court, Madurai) pending disposal of the Civil Miscellaneous Appeal.

Prayer in CMA(MD) . 345/ 2020 :

To set aside the Judgment and Decree in MCOP.No.445 of 2017 dated 09-01-2020 on the file of the Motor Accidents Claims Tribunal, Special Subordinate Court, Madurai.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.K.MAHENDRAN, Advocate for the petitioner and of MR.J.S.MURALI, Advocate on behalf of the 1st Respondent, the court made the following order:-

Now, the present Civil Miscellaneous Petition has been filed by the petitioner/first respondent, seeking permission to withdraw the 50% of the award amount deposited in M.C.O.P.No.445 of 2017 on the file of the Motor Accident Claims Tribunal (Special Subordinate Court, Madurai).

2. We have heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondents.



3.Considering the facts and circumstances of case, the petitioner is permitted to withdraw the 50% of the award amount deposited in M.C.O.P.No.445 of 2017 on the file of the Motor Accident Claims Tribunal(Special Subordinate Court, Madurai).

sd/-

31/03/2022

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/ TRUE COPY /

/ /2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE SPECIAL SUBORDINATE JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL,
MADURAI.

+1. CC to MR.K.MAHENDRAN, Advocate SR.No.2890(I)

+1. CC to MR.J.S.MURALI, Advocate SR.No.2817(I)

ORDER

IN

C.M.P (MD) No.992 of 2021
in

C.M.A (MD) No.345 of 2020

Date :31/03/2022

tta

PKP/VR/SAR-1/12.04.2022/2P/4C