

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE JUSTICE G SRI DEVI

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 4384 OF 2008

Appeal filed Under Section 173 of M.V. Act against the Decree and Award passed in O.P.No.311 of 2005 dated.22.11.2006 on the file of the Court of the Chairman, Motor Vehicles Accidents Claims Tribunal-Cum- Principal District Judge, Medak, at Sangareddy.

Between:

The New India Assurance Company Limited, Motor Third Party Claims Cell, 5-2-174/2, Madan mohan Building, IInd Floor, R.P. Road, Secunderabad, represented by its manager P.V.V. Subrahmanyam, S/o. Meera Saheb, aged 52 years.

...Appellant/Respondent No.2

AND

1. Arati @ Pushpa, W/o. Late B.Vijay Kumar (Late), Occ.House Wife, R/o. H.No.14-1-333, Aghapura, Hyderabad.
2. Vivek Yadav, S/o. Late B.Vijay Kumar, age: 11 Months (Respondent No.2 is being Monor represented by his Mother and Natural guardian respondent No.1
3. Dharam Raj Yadav, S/o. Brijlal Yadav, Occ. Nil, R/o. H.No.14-1-333, Aghapura, Hyderabad.
4. Dhanna Bai, S/o. Dharam Raj Yadav, Occ. Nil, R/o. H.No.14-1-333, Aghapura, Hyderabad.

...Respondents No.1 to 4/Claimants

5. M/S Surface Rogistics, represented by Anil Agarwal, S/o. not known, Age. Major Owner of lorry R/o 304/1, 3rd floor, Block -B, Burete House, Begumpet, Hyderabad.
(Respondent No.5 not necessary party)

...Respondents No.5/Respondent No.1

I.A. NO: 2 OF 2007(MACMAMP. NO: 2168 OF 2007)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings including execution of the order and decree in O.P.No.311 of 2005 dated 22.11.2006 on the file of the Motor Vehicles Accidents Claims Tribunal-Cum- District Judge, Medak.

Counsel for the Appellant: SRI SRIMAN

Counsel for the Respondent Nos. 1 to 4: SRI PALLE SRIHARINATH

Counsel for the Respondent No.5: NONE APPEARED

The Court made the following: JUDGMENT

HONOURABLE JUSTICE G.SRI DEVI

M.A.C.M.A.No. 4384 of 2008

JUDGMENT:-

Pursuant to the request made by the Counsel appearing for both the parties, the matter was referred to Lok Adalat. On 11.12.2021 the matter was settled before the Lok Adalat and an award was passed by the Lok Adalath.

02. In view of the above, the M.A.C.M.A. is disposed of in terms of the award, dated 11.12.2021, passed by the Lok Adalat. There shall be no order as to costs.

Miscellaneous applications, if any, pending shall stand closed.

**SD/-I.NAGALAKSHMI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Vehicles Accidents Claims Tribunal-Cum- Principal District Judge, Medak, at Sangareddy (With records)
2. One CC to Sri Sriman, Advocate [OPUC]
3. One CC to Sri Palle Sriharinath, Advocate [OPUC]
4. Two CD Copies
5. One Spare Copy
(Along with a copy of the Lok Adalat)

MMK

MMA



HIGH COURT

DATED:15/02/2022

JUDGMENT

MACMA.No.4384 of 2008



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

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[Signature]
08/3/2022

BEFORE THE LOK ADALAT
HIGH COURT LEGAL SERVICES COMMITTEE
FOR THE STATE OF TELANGANA, HYDERABAD.

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

Date: 11-12-2021



Present: 1. **Hon'ble Justice G. Sri Devi**
Chairman

2. Sri Challari Nageswara Rao, Advocate,
Member

3. Smt.Nandita Guha, Advocate,
Member

MACMA No.4384 of 2008

(Before the Hon'ble High Court)

AGAINST

OP. No. 311 of 2005

(On the file of The Chairman, Motor Vehicles Accidents Claims Tribunal-cum-
The Principal District Judge : Medak at Sangareddy.)

BETWEEN:

The New India Assurance Co. Ltd.,
Motor Third Party Claims Cell,
5-2-174/2, Madan mohan building,
IInd Floor, R.P. Road, Secunderabad.
Rep by its Manager P.V.V. Subrahmanyam,
S/o Meera saheb, aged 52 years

... Appellant/Respondent no 2

AND

1. Arati @ pushpa, W/o B.Vijay kumar, (late), aged 22 years,
occ: House wife,
2. Vivek Yadav, S/o B.Vijay kumar, (late), aged 11 months,
(Respondent no 2 is being minors represented by his mother and natural
guardian Respondent no 1)
3. Dharam Raj Yadav, S/o Brijlal Yadav, aged 56 years,
occ: Nil,
4. Dhanna Bai, S/o Dharam Raj Yadav, aged 44 years,
occ: Nil,
All are R/o h.No 14-1-333, Aghapura, Hyderabad.

...Respondents no 1 -4/Claimants.

5. M/s Surface Rogistics, rep by Anil Agarwal,
S/o not known, Aged Major,
Occ: Owner of lorry, R/o 304/1, 3rd floor,
block-B, Burete house, Begumpet, Hyderabad.
(R5 is not necessary party)

...Respondents no5/ Respondents no 1

AWARD

1. This is an appeal filed by the appellant/Insurance Company.
2. The Learned Counsel for the Appellant/Insurance Company represented that the Insurance Company is withdrawing the appeal filed by it.
3. The said representation is recorded and the appeal is dismissed as withdrawn, confirming the judgment and decree of the Court/Tribunal below. The amount if any remaining unpaid to the claimant(s) shall be paid by the Insurance Company within one month from the date of receipt of the award, along with interest.
4. Court fee paid on this appeal shall be refunded.
5. No costs.

In token of consent for the above settlement and award, the parties and their counsel have signed this award in our presence.

कृते दि न्यू इंडिया एश्योरेन्स कंपनी लिमिटेड
For The New India Assurance Co., Ltd.

विधिवत गाठित प्राधिकर्ता/प्रतिनिधि
DULY CONSTITUTED ATTORNEY

Appellants/Respondents
Insurance Company

CHAIRMAN

MEMBER

MEMBER



(Seal of the Committee)