

IN THE MOTOR ACCIDENTS CLAIMS TRIBUNAL, WAYANAD, KALPETTA
Present: Sri.A.V.Unnikrishnan, Motor Accidents Claims Tribunal, Kalpetta

Tuesday, this the 31st day of March, 2026
10th day of Chaithra, 1948

ORIGINAL PETITION (MV) No. 327/2023

Between:

Rijo Thomas, S/o Thomas P.M.,
Aged 39 years, Pattathil House,
Amarakuni Post, Pulpally, Padichira,
Wayanad District, Pin -673 579.



Petitioner

And:

R1. Aneesh C.T., S/o Thomas,
Aged 39 years, Chirakkeparambil House,
Sasimala Post, Padichira, S.Bathery,
Wayanad District, Pin -673 579.

(Driver of the Scooter bearing No. KL-73 B-2486)

R2. The Branch Manager,
HDFC ERGO General Insurance,
Chairsmac, Ground floor,
6/845 YMCA Road, Calicut -673 001.

(Insurer of the Scooter bearing No. KL-73 B-2486)



Respondents

This OP(MV) is coming on this day for final hearing before me in the presence of Sri.T.V.Arun & Sri.K.A.Krishnan. Counsels for petitioner, Sri.P.C.Prasad, Counsel for respondent No.2 and respondent No.1 remained absent and set exparte on the same day the Tribunal passed the following.

AWARD

This petition is filed under section 166(1)(a) of the Motor Vehicles Act 1988 claiming compensation to the tune of ₹6,00,000/- from the respondents.

2. R1 is the driver and R2 is the insurer of the vehicle bearing Reg.No.KL-73B-2486.

3. When the case was posted for evidence, the petitioner and R2 – the insurance company arrived at a settlement and joint memo was filed to record the compromise and to pass an award in terms of the joint memo. Terms of settlement are found to be lawful.

4. Joint memo is recorded and an award is passed in terms of the settlement as recorded in the joint memo as follows :

- 1 An award is passed in favour of the petitioner for an amount of **₹6,10,000/- (Rupees Six lakh and ten thousand only).**
- 2 R2 shall deposit ₹6,10,000/- with interest and costs till the date of deposit in savings bank account of the petitioner mentioned in the joint memo (A/c No.67086961365 IFSC : SBI Kappiset branch) within one month from the date of award. In default, the award amount shall bear interest @ 8% per annum till realization.
- 3 Immediately when the payments as afore stated are made, R2 shall file a statement before the Tribunal, regarding compliance of the order along with a calculation statement showing interest and cost portion separately.
- 4 Office shall make necessary entries in the registers of the Tribunal, evidencing payment of the amount to the petitioner.

5 Full court fee and Kerala Legal Benefit Fund shall be refunded.

6 The joint memo submitted by the petitioner and the R2 shall form part of the award.

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open court, this the 31st day of March, 2026).

MOTOR ACCIDENTS CLAIMS TRIBUNAL

APPENDIX : Nil

MOTOR ACCIDENTS CLAIMS TRIBUNAL

*Typed by : Ravi.M.P.
Compared by : Kavitha K.C.
FCS :*

Before The Motor Accident Claims Tribunal Wynad

OPMV 327/2023

Rijo Thomas

- Petitioner

Aneesh C T and others

- Respondents

JOINT MEMO filed by the petitioner, Rijo Thomas and 2nd respondent, HDFC ERGO General Insurance Company Ltd in the above matter.

The above case has been settled between the petitioner Rijo Thomas and 2nd respondent, HDFC ERGO General Insurance Co Ltd for an amount of Rs. 6, 10, 000/- (Rupees six Lakh ten thousand only) including interest and cost. The 2nd respondent has agreed to deposit the said amount of Rs. 6, 10, 000/- (Rupees six Lakhs and ten thousand only) within one month from the date of receipt of the copy of the award in the name of petitioner failing with the said amount of Rs. 6, 10, 000/- (Rupees six Lakhs and ten thousand only) carry interest at the rate of 8% per annum from the date of award. Therefore this Hon'ble court may be pleased to pass an award in favour of the petitioner directing the 2nd respondent to pay Rs. 6, 10, 000/- (Rupees six Lakhs and ten thousand only) to the petitioner in his A/c No. 67086961365, 581 kappiset Branch.

So this Hon'ble court may be pleased to record the joint statement and pass an award accordingly.

Dated this the 30th day of ~~February~~ ^{March}, 2026



T V Arun
Advocate for petitioner

Rijo Thomas



P.C. Prasad,
Advocate for 2nd respondent.

For HDFC ERGO GENERAL INSURANCE CO. LTD



Authorised Signatory

HDFC ERGO General Insurance Co Ltd.

Presented on -02-2026

Before The Motor Accident
Claims Tribunal Wynad

OPMV 327 /2023

Petitioner:-

Rijo Thomas

Respondents

Aneesh C T and others

JOINT MEMO filed by petitioner
Rijo Thomas and 2nd respondent,
HDFC ERGO General Insurance
Co Ltd in the above matter.