

LOK ADALAT AT AMALAPURAM ON 13.05.2023

(CIVIL/COMPENSATION)

(REFERED U/SEC. 20 OF THE LEGAL SERVICES AUTHORITY ACT 1987)

M.V. O. P. NO. 89/2022 LAC. No. 210 /2023

(ON THE FILE OF II ADDL.DISTRICT JUDGE, AMALAPURAM)

PRESENT: 1. Sri V. Naresh, II Addl. Dist. Judge ... Presiding Officer
2. Sri K. Venkatarao, Advocate ... Member

Between:

1. Kaladi Venkatesulu, S/o Lakshmanaswami, Hindu, Age 73 years, Door No: 12-18, Kothapalem, Pallam Village, Katrenikona Mandal E. G. Dt.,
2. Kaladi Dhanalakshmi, W/o Venkatesulu, Hindu, Age 61 years, Door No: 12-18, Kothapalem, Pallam Village, Katrenikona Mandal E. G. Dt.,
3. Kaladi Kayaraju, S/o Venkatesulu, Hindu, Age 38 years, Door No: 12-181, Kothapalem, Pallam Village, Katrenikona Mandal E. G. Dt.,
4. Kaladi Dhanakumari, D/o Venkatesulu, Hindu, Age 24 years, Door No: 12-18, Kothapalem, Pallam Village, Katrenikona Mandal E. G. Dt.,
5. Kaladi Srinivas, S/o Venkatesulu, Hindu, Age 22 years, Door No: 12-18, Kothapalem, Pallam Village, Katrenikona Mandal E. G. Dt.

.....Petitioners

And

1. N Durga Prasad, S/o Surya Rao, Hindu, Age 27, D No : 14-1-13, Challa Vari Street, Peddapuram, E.G.Dt., 533435 (Driver of Eicher Van bearing Regd. No: AP 37 TD 3625)
2. Pattabhi Agro Foods Pvt. Ltd, Represented by Proprietor B. Ramachandra Rao, D. No : 1/217, Rice Mill Street, Velpur, Tanuku, W.G.Dt., Pin 534 222(Owner of Eicher Van bearing Regd. No: AP 37 TD 3625)
3. The Deputy Manager, Oriental Insurance Company Ltd., TP Claims Hub, Door. No: 28-1-2, Balaji Buildings, Dabagardeas, Visakhapatnam, A.P., Pin: 530 020.

..Respondents

AWARD UNDER SEC. 21 OF THE LEGAL SERVICES AUTHORITIES ACT 1987

The claimant / petitioner through his Advocate Sri N. Rajasekhar and the R3 Advocate Sri Varanasi Srinivas and the Oriental Insurance Company represented by its Claims manager are present.

1. The claim arises out of an accident caused by the vehicle i.e., Eicher Van bearing Regd. No: AP 37 TD 3625 Driven by the 1st respondent mentioned above and 2nd respondent is owner of vehicle and the 3rd respondent is insurer of the crime vehicle.

2. After negotiations and conciliation between the parties, the claim of the petitioner is settled at **Rs. 9, 80, 000/- (Rupees Nine Lakhs Eighty Thousand Only)** without interest and costs and an awards is passes accordingly U/Sec. 21 of the Legal Services Authority Act. 1987).
3. If the respondent does not deposit the above amount within one month from today the amount as awarded shall carry interest at 7.5% p.a. from the date of this award. The Court Fee, if paid, shall be refunded U/Sec. 21(1) r/w Sec. 25 of the Legal Services Authority Act., 1987.

APPORTOMENT OF THE AMOUNT AWARDED:

- 1) Claimant is entitled to Rs. **3,00,000** /-
- 2) Claimant is entitled to Rs. **3,80,000** /-
- 3) Claimant is entitled to Rs. **1,00,000** /-
- 4) Claimant is entitled to Rs. **1,00,000** /-
- 5) Claimant is entitled to Rs. **1,00,000** /-

DISBURSEMENT AS PER GUIDELINES:

- I. Out of the amount awarded the petitioners/claimants is/are entitled to withdraw the Amount awarded to them.

II. The balance amount of Rs. — /-

- 1) 1st petitioner balance amount Rs. — /-
- 2) 2nd petitioner balance amount Rs. — /-
- 3) 3rd petitioner balance amount Rs. — /-
- 4) 4th petitioner balance amount Rs. — /-
- 5) 5th petitioner balance amount Rs. — /-

Shall be deposited in a nationalized bank for an initial period of 6 months / 1 year.

The amount of awarded to the minor claimants shall be invested in any nationalized bank or till the minor attains majority whichever is earlier. The claimant / Guardian of the minor is entitles to withdraw the accumulated interest on the said FDR for each term.

Signature/L.T.L. of:

Claimants / Petitioners:

1. *Urm to Kabdi Venkatesh*
2. *Urm to Kabdi Sharadkumar*
3. *P. Baburao*
4. *K. Shanabumari*
5. *K. Suresh*

13/5/2023
N. RAJASEKHAR E.A.B.L.,
ADVOCATE
AMALAPURAM-533291,
E.GDt., A.P.
Call: 9849193665, 9618466665

Signature of claimants advocate.

For The Oriental Insurance Co. Ltd

Signature of D.M./R.W./Owner.

Authorised Signatories

V. Suresh 13/5/23
Advocate to R 3



Signature of Advocate for Insurance Company / Owner.

Given under our hands of Lok Adalat on this 13th day of May 2023 at Amalapuram.

1. SURESH
13.05.2023

2. [Signature]

3.

Members of Lok Adalat Bench.