

**BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL, NAGERCOIL.
(In the Court of the Special Judge for Forest Offence Cases, Nagercoil)**

PRESENT : Tmt. C.Kalaiyarasi Reena, M.L.,
Tribunal Judge/Special Judge.

Thursday, the 21st day of May, 2026.

M.C.O.P.No. 106 of 2025

CNR.No.TNKK050000412025

Sujin, aged 21 years, S/o. late.Vincent, residing at 7/394, Yappu Street,
Mela Muttom, Muttom Post and Village, Kalkulam Taluk,
Kanniyakumari District. Petitioner

-Vs.-

1. Berkman, aged 53 years, S/o. Alphonse, residing at 13/39, Christuraja Street,
Muttom Post and Village, Kalkulam Taluk, Kanniyakumari District.

2. Chola M.S. General Insurance Company Limited, Rep.,by its Branch Manager,
2nd Floor Dare house, 2NSC, Bose Road, Chennai 600001.
Now residing at No. 10, 1st Floor Trivandrum Road, Kattnayakan, Palayamkottai,
Tirunelveli-627002.

3. Vijila, aged 49 years, W/o. late.Vincent, residing at 7/394, Yappu Street,
Mela Muttom, Muttom Post and Village, Kalkulam Taluk, Kanniyakumari District.

4. Chola M.S. General Insurance Company Ltd, Rep.,by its Branch Manager, 2nd
Floor, No.43 Dennison road, Opposite Delight Medicals, Puthukudiyirupu,
Nagercoil. Respondents

This petition filed by the petitioner for claiming compensation for a sum of
Rs.75,00,000/- with interest for the injuries sustained by him in the Motor accident,
u/s.166 (a) of the Motor Vehicles Act and Rule 24 of the Tamil Nadu Motor Accident
Claims Tribunal Rules, 1989.

For claim amount of Rs.75,00,000/- and court fee of Rs.74,372.50 is to be paid and petition fee of Rs.20/- is paid under Section 24(i) and (iii) of Tamil Nadu Motor Vehicles Accidents Claims Tribunal Rules, 1989.

This petition came before this Tribunal on 13.05.2026 for final hearing in the presence of Thiru.Raveendran, Advocate for the petitioner, Thiru.Subash, Advocate for the 1st respondent, Thiru.Anukumar, Advocate for the 2nd and 4th respondents, 3rd respondent remains exparte and upon hearing arguments of the both sides and perusing the relevant records and the same having stood over for consideration till this day, this Tribunal delivers the following :

Decreetal Order

(a). **In the result, this petition is partly allowed.** The 2nd respondent is directed to pay to the petitioner a sum of **Rs. Rs.26,45,173/-** (Rupees Twenty Six lakhs fourty five thousand one hundred and seventy three only) (including interim award passed if any) with future interest at 7.5% per annum from the date of numbering of the petition i.e. on 18.06.2025 till the date of realization and with cost. The petitioner is not entitled to interest for the default period if any.

(b). As the insurer of the 1st respondent's vehicle, the 2nd respondent is directed to deposit the said compensation amount to the credit of the Bank account of this Claims Tribunal bearing **Indian Bank, Nagercoil M.A.C.T. Account No. 6473279310, IFSC code IDIB000N006** directly by RTGS/NEFT mode within a period of 30 days from the date of this order and intimate the said deposit details to this Tribunal with a copy of the said Bank advise or the same to be informed to this Tribunal through e mail address **kkm.scforest-tn@indiancourts.nic.in**.

(c). On such deposit, the award amount should be deposited in a nationalized bank for a period of 3 years.

(d). The petitioner is directed to pay the court fee of **Rs.25,824/-** for the award amount within 2 weeks from the date of the order. The Advocate fee is fixed at **Rs.33,452.**

(e). The petitioner is entitled for decree only after payment of the court fee.

Given under my hand and seal of this Court, the **21st day of May, 2026.**

(Sd/- C.Kalaiyarasi Reena)
Motor Accident Claims Tribunal Judge/
Special Judge,
Nagercoil.

Particulars of Costs

<u>Petitioner side</u>		Rs. P.
Vakalath	-	10.00
Typing charges	-	200.00
Process Fees	-	105.00
Court Fees	-	25,824.00
Advocate Fees	-	<u>33,452.00</u>
Total	-	<u>59,591.00</u>

Cost Memo filed and cost allowed.

Note :

The Court fee of Rs.25,824/- paid on 02.06.2026 through e-Court by the petitioner. (e-Court fee Receipt No.TNCT0209F2634M454)

(Sd/-)
D.C.

(Sd/-)
Shr.

(Sd/- C.Kalaiyarasi Reena)
Motor Accident Claims Tribunal Judge/
Special Judge,
Nagercoil.