

**BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL/
CHIEF JUDICIAL MAGISTRATE COURT,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.**

PRESENT : Thiru.M.Veeranan., M.A.,LLM.,

Chief Judicial Magistrate,

Virudhunagar District at Srivilliputhur.

Monday, this the 3rd day of March 2025

E.P.No.13/2024 in MCOP.No.71/2020

Vijayakumar

...Petitioner/Petitioner

/ Vs /

Managing Director,
Tamilnadu State Transport Corporation Limited,
6/377, Madurai Road,
Virudhunagar - 626 001.

... Respondent/ Respondent

This petition came up before this Tribunal on 24.02.2025 for final hearing in the presence of Mr.J.Babusamy, Advocate for the petitioner and Mr.M.Senthilkumar, Advocate for the Respondent and after hearing the arguments, stood over for consideration till this date and this Tribunal passed the following : -

ORDER

Both side heard. Both side heard. This is a petition to attach the movables of respondent mentioned in petition.

The Petitioner/Petitioner stated that as per the award passed in MCOP No.71/2020 dated 05.12.2023, the respondent has to pay Rs.17,12,800/- to the petitioner. Since, the respondent failed to pay, this EP is filed for attachment.

The Respondent/respondent has objected that the respondent corporation is run for welfare of public and not on profit motive. Further, Government Bus is valued more than Rs.30 lakhs and the decree amount is lesser amount and so the proposed attachment is unjustifiable. If the bus is attached the general public will be suffered.

So, this petition has to be dismissed.

This Court views that the respondent corporation failed to pay the award amount so far. The Counter averment that if the bus is attached, the general public will be suffered is not acceptable. Because, it is the duty of respondent to satisfy the decree. But at the same time, the E.P. amount is only Rs.22,69,754.33/-. But one government bus is valued more than Rs.30 lakhs. This Court is inclined to pass an order of attachment of one government bus mentioned in the execution petition.

Hence, Attach by 03.04.2025.

The order was dictated to the Steno-Typist, directly typed by him, in the computer, corrected and pronounced by me, in open court, this the **3rd day of March 2025**.

**Motor Accidents Claims Tribunal Judge
and Chief Judicial Magistrate
Srivilliputhur.**

Petitioner and Respondent side witness, Documents: Nil

**Motor Accidents Claims Tribunal Judge
and Chief Judicial Magistrate
Srivilliputhur.**

**Motor Accidents Claims Tribunal
and Chief Judicial Magistrate,
Virudhunagar District at
Srivilliputhur.
EP No.13/2024
in
MCOP.No.71/2020
Fair Order
Dated : 03.03.2025**