

IN THE MOTOR ACCIDENT CLAIMS TRIBUNAL, PATHANAMTHITTA

Present:- Sri. Jayakrishnan G.P, District Judge

Monday the 18th day of January 2024/28th day of Phalguna 1945 SE..

OP(MV) 1251/2022

Petitioner:

: Alyston Simon Luiz, aged 19 years,
S/o. Anton Domnic Luiz, Puthicot Villa,
Manjadi P.O, Thiruvalla Taluk,
Pathanamthitta Dist., Pin-689 106.

Present Address:

Joyal Villa, Thukalasserry,
Thiruvalla P.O, Thiruvalla Taluk,
Pathanamthitta Dist., Pin-689 101.

(By Adv.P.S.Anil Kumar)

Respondents:

- 1) Asiel Varghese Sunny @ Asiel V.Sunny,
S/o. Sunny Varghese,
Mulampallil, Muzhukeer, Kallissery P.O,
Thiruvandoor Village, Chengannur Taluk,
Alappuzha Dist., Pin-689 124.
- 2) Sunny Varghese,
Mulampallil, Muzhukeer, Kallissery P.O,
Thiruvandoor Village, Chengannur Taluk,
Alappuzha Dist., Pin-689 124.
- 3) The Manager,
M/s. Reliance General Insurance Co.Ltd.,
Vishnu Building, K.P.Vallon Road,
Kadavanthra, Kochi-682 020.
(R3 represented by Adv.Aji Bhaskar)

The Original petition have been finally heard on 18.03.2024 and on the same day the Tribunal passed the following:-

A W A R D

This petition is U/s. 166 of the Motor Vehicles Act, 1988 seeking compensation on account of the injuries sustained by the petitioner in a motor vehicle accident. The respondent No. 1 is the Driver and 2 is the registered Owner of the vehicle involved in the accident and

the respondent No.3 is the insurer.

Subsequently during the course of enquiry, the petitioner and the respondent No.3 have arrived at an out of court settlement and filed a Joint Memo before this Tribunal that the matter was settled for ₹3,75,000/- (Rupees Three lakhs Seventy Five Thousand only) towards full satisfaction of the claim and the respondent No.3 has agreed to pay that amount. The parties sought for an award in terms of that compromise. The Joint Memo dated 07.03.2024 is accepted. The petitioner has produced his Savings Bank Account details.

In the result, this Petition is allowed and the award is passed as follows:-

- (1) The petitioner is allowed to get ₹3,75,000/- (Rupees Three lakhs Seventy Five Thousand only) from the 3rd respondent as compensation.
- (2) The 3rd respondent, shall transfer the award amount by electronic transfer to the Savings Bank Account of the petitioner, No.168001000006087 before the Indian Overseas Bank, Kattodu Branch with IFSC:IOBA0001680 as per the details produced by the petitioner, within one month from the date of this award, and shall intimate that transfer to this Tribunal with the transaction identification number. Failing which the award amount will carry interest at the rate of 9% from this date of award till its payment with cost of its execution, if any.
- (3) The Joint Memo shall also form part of this award.
- (4) Parties shall bear their respective costs.

Pronounced by me in open court on this the 18th day of March,2024.

Sd/-

JAYAKRISHNAN G.P

MOTOR ACCIDENT CLAIMS TRIBUNAL

Appendix: Nil.

Id/-

MOTOR ACCIDENT CLAIMS TRIBUNAL

Typed by : Jayasree
Compared by: Shibukhan

Fair Copy of Order in OP(MV)1251/2022
Dated 18.03.2024.