



2025:TSHC:53657

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 1435 OF 2016

Appeal u/sec. 173 of Motor Vehicles Act against the order and decree in O.P.No.221 of 2012 dated 05/11/2015 on the file of the Court of the Motor Accident Claims Tribunal (VIII Addl. District Judge) at Nizamabad.

Between:

Rathod Bheem Rao, S/o.Thatod Umla, Occ Agriculture and Cotton Business etc R/o.Dodarna Thanda, Kubeer Mandal, Adilabad District. Now R/o.Chandrashekar Colony, Nizamabad.

...Appellant/Petitioner

AND

1. Rathod Narender, S/o.Ganapat, Aged Major Owner of the Auto Bearing No.AP 01 X 1585 R/o.D.No.3-47, Dodarna Thanda, Kubeer Mandal, Adilabad District.
2. ICICI Lombard General Insurance Company Ltd, through the Branch Manager O/o.Branch Office Zenith House, Keshavarao Khade Marg, Mahalaxmi, Mumbai. (Policy Cover Note No.PCVJ 85524445 Valid From 01.12.2009 to 30.11.2010)

...Respondents/Respondents

Counsel for the Appellant(s):SRI. S.Surender Reddy

Counsel for the Respondents: None appeared

The Court made the following: ORDER



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**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HON'BLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

M.A.C.M.A.No.1435 of 2016

DATE: 05.12.2025

Between:

Rathod Bheem Rao

...Appellant

AND

Rathod Narender & another

...Respondents

JUDGMENT

The appellant has filed this appeal challenging the Order and Decree dated 05.11.2015 passed in O.P.No.221 of 2012, by the Motor Accident Claims Tribunal-cum-VIII Additional District Judge, Nizamabad, whereby the learned Tribunal allowed the petition filed by the claimant in part by awarding Rs.74,000/- against the claim of Rs.2,00,000/- under Section 166(1)(a) of Motor Vehicle Act, 1988.

2. During the pendency of the appeal, both parties expressed their willingness to settle the dispute amicably and addressed a letter to the Registrar (Judicial-I), High Court for the State of Telangana, Hyderabad, requesting that the case be referred to Lok Adalat for settlement. Accordingly, the case was referred to Lok Adalat.



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3. The Lok Adalat, after interacting with the parties, verified their identities, and ascertained their free and voluntary consent, has recorded a settlement between them. The Lok Adalat Award dated 13.09.2025, along with the Memorandum of Compromise signed by the parties, has been placed before this Court.

4. The Award certifies that the compromise is lawful, voluntary, and free from coercion, undue influence, or misrepresentation.

5. This Court has perused the Award and the terms of the settlement and finds no legal impediment to accept the same in terms of Order XXIII Rule 3 CPC.

6. In view of the compromise recorded by the Lok Adalat, this Motor Accident Civil Miscellaneous Appeal stands disposed of in terms of the settlement. There shall be no order as to costs.

All pending miscellaneous petitions, if any, shall stand closed.

Sd/- M. JAWAHAR REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Motor Accident Claims Tribunal (VIII Addl. District Judge) at Nizamabad.(with records if any)
2. One CC to SRI. S.Surender Reddy, Advocate [OPUC]
3. Two CD Copies

(Enclose Award Of Lok Adalat Copy)



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HIGH COURT

DATED:05/12/2025

JUDGMENT

MACMA.No.1435 of 2016



M.A.C.M.A. IS DISPOSED OF.

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**BEFORE THE LOK ADALAT
HIGH COURT LEGAL SERVICES COMMITTEE
FOR THE STATE OF TELANGANA, HYDERABAD.**

[Under Section 19 of the Legal Services Authorities Act, 1987 (Central Act)]

Date:13-09-2025

Present:1. Hon'ble Justice G.Sri Devi,
(Former Judge of High Court for the State of Telangana)
Chairman

2. Smt.Nandita Guha, Advocate,
Member

M.A.C.M.A.No.1435 of 2016
(Before the Hon'ble High Court)

AGAINST

OP No.221 of 2012

(On the file of the Motor Accident Claims Tribunal (VIII Addl. Dist. Judge) At Nizamabad)

Between:-

Rathod Bheem Rao, S/o.Rathod Umla,
Aged 47 years, Occ: Agriculture and Cotton business etc,
R/o.Dodarna Thanda, Kubeer Mandal, Adilabad District,
Presently residing at Chandrashekar Colony, Nizamabad.

... APPELLANT/PETITIONER

AND

1. Rathod Narender, S/o.Ganapat, Age: Major,
Owner of the auto bearing No.AP.01.X.1585,
R/o.H.No.3-47, Dodarna Village of Kubeer Mandal,
Adilabad District.
2. ICICI Lombard General Insurance Company Ltd.,
Through the Branch Manager, Branch Office, Zenith House,
Keshavarao Khade Marg, Mahalaxmi Mumbai.
(Policy cover note no.PCVJ-85524445 valid from 01-12-2009 to 30-11-2010)

... RESPONDENTS/RESPONDENTS

Counsel for Appellant/Claimant/Petitioner : Sri S.Surender Reddy, Advocate/
Sri M.Prakash Reddy, Advocate

Representative of Insurance Company : Sri Mohammed Abdul Shabbeer,
Senior Manager - Legal Claims

Counsel for the Insurance Company : ---

This appeal having been referred for settlement before this Lok Adalat and after hearing the Learned Counsel for the parties and also the parties, the following award is passed:

AWARD

Compensation Awarded by the Tribunal	Rs.74,000/- (Rupees Seventy-four thousand only) with proportionate costs and interest @ 6% per annum from the date of petition till the date of realization.
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Nandita Guha





Compensation Awarded (Settlement Reached) in the Lok Adalat.	This is an appeal filed by the Petitioner/Claimant aggrieved Award passed in MVOP No.221 of 2012 by the Motor Accident Claims Tribunal (VIII Addl. Dist.Judge) At Nizamabad. Sri Mohammed Abdul Shabbeer, Senior Manager-Legal Claims for the Respondent No.2-Insurance Company has appeared before the Lok Adalat and represented that the Appellant/Petitioner/Claimant has appeared before the District Legal Services Authority, Nizamabad. It is reported by the Respondent No.2-Insurance Company that during the pendency of this Appeal, they have mutually entered into a settlement. As per the settlement, the Appellant/Petitioner has agreed to receive an amount of Rs.1,00,000/- (Rupees One lakh only) towards full and final settlement of his claim in addition to the amount already deposited and the Insurance Company has agreed to pay the same towards full and final settlement of the claim. Accordingly, compromise is recorded and the Award is passed before the Lok Adalat. In view of the above said settlement, the Insurance Company has agreed to deposit the above said amount within a period of six (6) weeks from the date of receipt of copy of this Award, after deducting the amount that was deposited, if any. In the event of default or delay in making such deposit, the Claimant/Appellant/Petitioner is entitled to claim interest as awarded by the Tribunal.
Apportionment of Compensation, if any	-----

Additional Direction(s):

1. The Appellant/Petitioner/Claimant is entitled to the refund of Court Fee paid in this case.
2. The amount already deposited by the Insurance Company, if any, shall be given credit to.
3. Soon after deposit by the Insurance Company, the Appellant/Petitioner/Claimant is permitted to withdraw the entire amount.

In token of consent for the above settlement and award, the parties and their counsel have signed this award in our presence.

In terms of the compromise arrived at between the parties, this case stands disposed of.

Nandila Guda

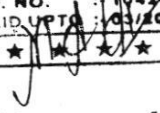
IDENTIFICATION REPORT

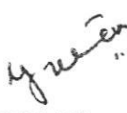
MACMA No.1435 of 2016

MVOP. No. 221 of 2012



2023/11/01 C:53657

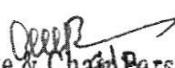
Appellant (s)	Respondent (s)
 L T I y R. Bheem Rao	
 Counsel for the Appellant (s)	 Counsel for Respondent (s)


CHAIRMAN



CHAIRMAN/SECRETARY
DLSA


MEMBER


Prl. Dist. Judge & Chair Person
Dist. Legal Services Authority
NIZAMABAD.



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COMPROMISE MEMO

Date: 15-10-2025

From:

ICICI Lombard General Insurance Company Limited,
Hyderabad.

To,

The Secretary,
High Court Legal Services Committee,
High Court of Telangana,
Hyderabad.

Dear Sir/Madam

Subject: Confirmation regarding Compromise Terms in MACMA 1435/2016 in MVOP 221/2012
At Nizamabad with regard to settlement before National Lok Adalath.

It is submitted that, we the Claimant/s and the Insurance Company in the subject claim i.e., MACMA 1435/2016 in MVOP 221/2012 at Nizamabad during the pendency of the same have negotiated and settled the matter amicably for an amount of Rs.1,00,000/- and the claimants in the subject claim were appeared before the concerned DLSA at Nizamabad and were identified and on perusal of the said Identification the matter was recorded Before the National Lok Adalat held on 13-09-2025 at the Hon'ble High Court of Telangana at Hyderabad.

The Respondent No.2 agrees to deposit the agreed amount of Rs.1,00,000/- in addition to already deposited amount if any towards full and final satisfaction of the settlement in the present claim.

CTIY
Rathod
Bheem Rao

Appellant/s

M. Prakash Reddy

Appellant Counsel

M. PRAKASH REDDY
M.A.L.L.B.,
ADVOCATE, NIZAMABAD.



Respondent/s

MACMA 1435/116



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GOVERNMENT OF INDIA
రాథోడ్ బీం రావు
Rathod Bheem Rao
పుట్టిన సంవత్సరం/Year of Birth: 1965
పురుషుడు / Male
3139 8427 1950
ఆధార్ - సామాన్యుని హక్కు


UNIQUE IDENTIFICATION AUTHORITY OF INDIA
చిరునామా: S/O రాథోడ్ ఉమ్మా, 4-9,
దోడర్నా-3, దోడర్నా-3, దోడర్నా,
ఆదిలాబాద్, 504103
Address: S/O Rathod Umma, 4-9,
Dodarna-3, Dodarna-3, Dodarna,
Adilabad, Andhra Pradesh,
504103
1800 180 1947
help@uidai.gov.in
www.uidai.gov.in



LTI of Rathod
Bheem Rao

TRUE COPY

M. Prakash Reddy

M. PRAKASH REDDY
M.A.L.L.B.,
ADVOCATE, NIZAMABAD.



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FORM OF DECLARATION / UNDERTAKING TO BE
SUBMITTED BY THE PLAINTIFFS / DEFENDENTS /
COMPLAINANTS / ACCUSED



I / we, Rathod Bheem Rao Son/Daughter
of Shri Rathod umla resident of
Village / town / city Dodaga - Adilabad
District Adilabad State Telangana hereby
declare that I/we appeared before the Lok Adalat held on
_____ at District Legal Services Authority / Mandal
Legal Services Committee Nizamabad, in Case
No. 09/221/12 on the file of VIII Ad J - Nizamabad.
The Lok Adalat Award passed in terms of the settlement
arrived / terms & conditions are read over and explained to
me/us and I/we understood the same. I/we
myself/ourselves signed on the Award Copy passed by the
Lok Adalat Bench and I/we also confirm that the photo/s
affixed on this declaration form is mine/ours.

Signature

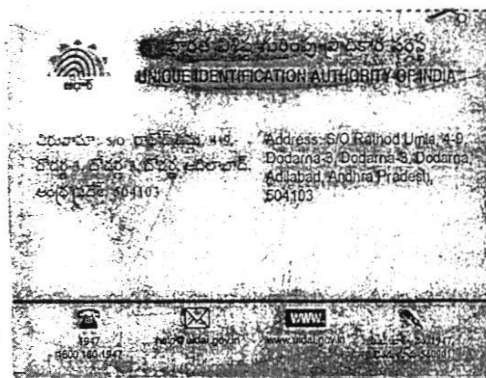
Place: NizamabadDate: 10/9/2025

LTI of R. Bheem Rao

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LTIY R. Bheem Rao

8/9



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D E C R E E
IN THE COURT OF THE MOTOR ACCIDENT CLAIMS TRIBUNAL
(VIII ADDL. DIST. JUDGE) AT NIZAMABAD

Present:- E.Tirumala Devi,
Chairman, MACT.,
VIII Addl. District Judge
Nizamabad

Dated this the 5th day of November, 2015

OP No. 221 of 2012

Between:

Rathod Bheem Rao S/o Rathod Umla, aged 43 years, Occ;
Agriculture and cotton business etc., R/o Dodarna Thanda, Kubeer
Mandal, Dist. Adilabad, presently residing at Chandrashekar colony,
Nizamabad.

.. Petitioner

AND

1. Rathod Narender S/o Ganapat, aged major, Occ: Owner of
Auto bearing no. AP-01-X-1585, R/o H.No.3-47, Dodarna village
of Kubeer Mandal, Dist Nizamabad.
2. ICICI Lombard General Insurance company Limited, through
its Branch Manager, Branch Office, Zenith House, Keshavarao
Khade Marg, Mahalaxmi, Mumbai.)Policy cover note No.
PCVJ-85524445, valid from 1-12-2009 to 30-11-2010).

...Respondents

Claim:	This petition filed and under section 166(1)(a) of Motor Vehicle Act, claiming the compensation of Rs.2.00,000/-(Rupees Two Lakhs only) with 24% per annum from the date of petition, till the date of realization from respondent No.1 & 2 and jointly and severally, on account of injuries sustained by the petitioner in a motor vehicle accident took place on 5-3-2010 at about 8.30 a.m., in the outskirts of Dodarna thanda No.1, at a distance of 2 Kms., Kubeer Mandal, Dist Adilabad.
Court Fee:	A Court fee of Rs. 1,360/- is paid under Rule 475(i) (b) of APMV Rules.

Date of Presentation : 17-2-2012

Date of Institution : 01-3-2012

This petition coming before me for hearing on 17-11-2015 in the presence of Sri M.Prakash Reddy, advocate for the petitioner and that of Sri V.Bhaskar, advocate for the respondent No.2 and respondent No.1 is remained ex parte, and having been heard and having stood over for consideration to this day, the Tribunal doth order and decree as follows:-





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1. That the petition is allowed in part awarding compensation of Rs. 74,000/- (Rupees Seventy four thousand only) to the petitioner with proportionate costs and interest @6% per annum from the date of the petition till the date of payment (or) realization recoverable by the petitioner from the respondents. The rest of the claim of the petitioner is dismissed. The respondents shall bear their respective costs.
2. That the respondent No.2 shall pay the compensation to the petitioner and then recover from the insured/respondent No.1.
3. That on deposit the petitioner is permitted to withdraw the awarded amount with costs and interest.
4. That the time for deposit is one month.
5. That the respondents shall pay Rs.2442/- towards the cost of petition.

Given under my hand and the seal of the court on this the 5th day of November, 2015.

VIII Addl. District Judge,
Nizamabad.

: PARTICULARS OF COSTS:

For petitioner (Costs memo filed)		For Respondent No.2 (Costs memo not filed)	
		R-1	R-2
1. Stamp on Petition	Rs. 230-00		
2. Stamp on power	Rs. 2-00	Exparte	Rs.2/-
3. Stamps of Exhibits	Rs. 10-00		
4. Pleaders fees	Rs. 2000-00		
5. Sub for publication	Rs. ---		
6. Process	Rs. 100-00		
7. Misc.	Rs. 100-00		
TOTAL:	Rs. 2442-00	---	Rs.2/-

For Record
Dist. & SESSIONS COURT,
NIZAMABAD.

C.A. No. 6608 of 2015

- 1) The Application was made on 07/11/15
- 2) The Application was returned on -
- 3) The Application was represented on -
- 4) The Stamps were called for on 25/01/16
- 5) The Stamps were deposited on 29/01/16
- 6) The additional stamps were called on -
- 7) The additional stamps were deposited on 29/01/16
- 8) The copy was ready on 29/01/16
- 9) The copy was delivered on -

VIII Addl. District Judge,
Nizamabad.

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Superintendent of Copying Sect
Dist. & Sessions Court, NIZAMAB

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SUPERINTENDENT,
Copying Section,
Dist & Sessions Court, Nizamabad
Sri M.P. Reddy Adv.