



CMA NO. 1913 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-01-2025

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THE HONOURABLE MR JUSTICE M.DHANDAPANI

CMA NO. 1913 of 2021

POONGAVANAM

D/o.Sankar, Pudhurchengam Village And Post, Chengam Taluk,
Thiruvannamalai.

Appellant(s)

Vs

THRIUNAVUKKARASU

S/o. Thangarasu, No.35 B1, West Srinivasapuram Village And Post,
Kallangurichi Via, Ariyalur Taluk And Dt (Since R1 Remained
Exparte Before The Tribunal His Presence May Be Dispensed With)
and 2 Others

Respondent(s)

For Appellant(s):

M.Malar
A.G.F.Terry Chella Raja
A.Subadra

For Respondent(s):

R1 - Exparte
M/s.C.R.Sureshkumar For R2
M/s C. Bhuvanasundari For R3 (vide By Order Date 26/03/2024)
Pvt Notice

R-1 Exparte

ORDER

When the matter is taken up for hearing today, the learned counsel appearing for the appellant/claimant submitted that, the appellant has suffered functional disability, however, the Tribunal had awarded compensation of Rs.1,50,000/- towards permanent disability by adopting percentage method at Rs.3,000/- per percentage, which is not sustainable. Hence, he submitted that, this Court may refer the matter to the Medical Board, Tiruvannamalai to assess the disability of the appellant/claimant.



2. The respective learned counsel appearing for the respondents 2 and 3 have no serious objection for referring the matter to the Medical Board, Tiruvannamalai.

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3. In view of the above, there shall be a direction to the appellant/claimant to appear before the Medical Board, Tiruvannamalai on **22.01.2025** and produce the discharge summary and other medical records for assessing the disability. The Medical Board, Tiruvannamalai is directed to assess the disability of the appellant/claimant and file a report before this Court on or before **27.01.2025**.

4. Mr.D.Gopal, Government Advocate (CS) is directed to give proper instructions to the Medical Board, Tiruvannamalai to assess the disability of the appellant/claimant.

5. Post this matter on **27.01.2025** under the caption 'for filing report'.

06.01.2025

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To

1. THRIUNAVUKKARASU

S/o. Thangarasu, No.35 B1, West Srinivasapuram Village And Post,
Kallangurichi Via, Ariyalur Taluk And Dt (Since R1 Remained Exparte
Before The Tribunal His Presence May Be Dispensed With)

2. The Manager

Tamilnadu State Transport Corporation Tiruvannamalai

3. The Manager

Shriram General Insurance Company Ltd, Iv Floor, No4, Lady Desika Road,
Mylapore Chennai-4.