

CMA(MD) NO. 47



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15-04-2026

CORAM

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THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

AND

THE HONOURABLE MR JUSTICE K.K. RAMAKRISHNAN

C.M.A(MD) No.477 of 2026

The New India Assurance Company Limited
Rep. by its Manager
80 Feet Road
K.V.R.Complex 3rd Floor
Sengunthapuram Post
Karur 639 002.

Appellant(s)

Vs

1. S.Vadivel

2. Minor. S.V.Nagul Prasad

3. Minor. S.V.Kavin Adhithya
(Minor 2nd and 3rd respondents are represented by their next friend
natural guardian and their father
the 1st respondent S.Vadivel)

4. S.Dhesingurajan

5. S.Kulandaivel

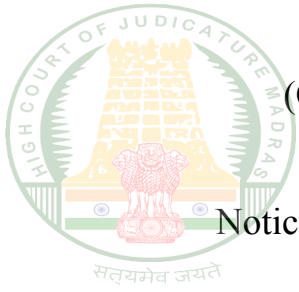
Respondent(s)

For Appellant(s):

Mr.J.S.Murali

Prayer:

J-1. Civil Miscellaneous Appeal filed under section 173 of Motor Vehicles Act to set aside the award made in MCOP No.406 of 2023 dated 24.09.2025 on the file of the Motor Accident Claims Tribunal, District and Sessions court, Karur and allow the Appeal with costs.



ORDER

(Order of the Court was made by the Hon'ble N.Anand Venkatesh J.)



Notice to the respondents returnable by 04.06.2026. Private notice is also permitted.

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2. Considering the grounds that has been raised by the learned counsel for the appellant, we are inclined to deal with the issue. Accordingly, there shall be an order of interim stay, subject to the condition that the appellant/Insurance Company deposits 75% of the award amount along with the accrued interest on or before 04.06.2026. On such deposit, the claimants, namely respondents 1 to 3, will be entitled to withdraw 50% of the amount deposited by the appellant along with the accrued interest, as per the proportion fixed by the Tribunal.

3. Post the matter on 04.06.2026.

(N.ANAND VENKATESH J.) (K.K.RAMAKRISHNAN J.)
15-04-2026

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