

WEB COPY

**CMA(MD) NO. 568 of 2026**

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **28-04-2026**

CORAM

**THE HONOURABLE MR JUSTICE N. ANAND VENKATESH**

**AND**

**THE HONOURABLE MR JUSTICE K.K. RAMAKRISHNAN**

**CMA(MD) NO. 568 of 2026**

The Branch Manger  
Cholamandalam MS General Insurance Company ltd  
Sona Towers  
Palani Road  
Dindigul.

Appellant(s)

Vs

1.Magalingam

2.Murugan

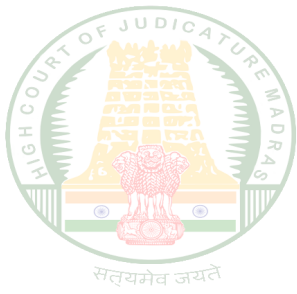
Respondent(s)

**For Appellant(s):**

Mr.C.Vakeeswaran

**Prayer:**

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicle Act to set aside the order passed in M.C.O.P.No.4 of 2024 on the file of the Special Sub Court, Motor Accident Claims Tribunal, Dindigul, dated 23-09-2025 by allowing the civil miscellaneous appeal.



### **ORDER**

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

Notice to the respondent returnable by 11.06.2026. Private notice is also permitted.

2. The main ground that has been taken in the present appeal is that there is violation of policy condition and post amendment. Therefore, the Tribunal ought not to have adopted the pay and recovery method. Already a batch of petitions are pending before this Court on the same issue.

3. Hence, there shall be a direction to the appellant / Insurance Company to deposit the entire compensation amount along with the accrued interest to the credit of M.C.O.P.No.4 of 2024 on the file of the Special Sub Court, Motor Accident Claims Tribunal, Dindigul, within a period of six weeks from the date of receipt of a copy of this order.

4. Registry is directed to post this case on 11.06.2026. In the meantime, Registry is further directed to call for the original records from the concerned Tribunal.

**(N.ANAND VENKATESH J.) (K.K.RAMAKRISHNAN J.)**

**28-04-2026**

TSG

To

The Special Sub Court, Motor Accident Claims Tribunal, Dindigul..