

HIGH COURT LEGAL SERVICES COMMITTEE, MADURAI

Madurai Bench of Madras High Court, Madurai - 625023

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Saturday the 14th day of March 2026

NATIONAL LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided Over by

The Honourable Mr Justice P.B. BALAJI

and

Members

**Mr. John R.D. Santhosam, District Judge(Retired) , Mrs.S.Jessi Mathul Fatima,
Advocate**

CMA(MD) No.297 of 2026

(Appeal against the judgment and decree passed on 21/08/2024 in MCOP.168/2019
on the file of the Additional District Munsif Court, Karur)

M/s. United India Insurance Company Limited Karur
Represented by its Manager,
Door No.19/2, Navarang Plaza,
2nd Floor, Opp to LGB Petrol Bunk,
Kovai Road, Karur - 639 002.

...Appellant/s

Versus

Kumar
S/o.Sundaram,
No.199-2, Emur Pudhur,
Thanthonrimalai, Emur,
Karur - 639 005.

Minor.Sri Haran
S/o.Sundaram,
No.199-2, Emur Pudhur,
Thanthonrimalai, Emur,
Karur - 639 005.



(Minor 2nd Respondent is represented by his natural guardian Grandma the 3rd Respondent, Arukani)

Kumar
S/o.Sundaram,
No.199-2, Emur Pudhur,
Thanthonrimalai,
Emur, Karur - 639 005.

Arukani
W/o.Kannan,
No.197, Kalaipatti,
Kalaipatti Post,
Chinthamanipatti Via,
Karur - 621 301.

...Respondent/s

This case came up for settlement before the Lok Adalat. Both the parties present. The counsel for the appellant/s Mr.J.S.Murali and the counsel for the respondent/s Mr.K.sudalaiyandi are present. After mutual discussion, negotiation, mediation and conciliation between both parties and with the assistance of the Bench, both sides consented for settlement.

AWARD

The Insurance Company is on appeal, challenging the award of Rs.21,01,008/- payable with costs and interest. The mother and minor son of the deceased filed M.C.O.P.No.168 of 2019 before the Motor Accidents Claims Tribunal, Additional District Court, Karur. Curiously, the father of the minor, who is the husband of the deceased, was not only arrayed as the first claimant, but also as the first respondent.



2. According to the claimants 2 and 3, that is the minor son and mother of the deceased, Kumar, who is the husband of the deceased, was driving the vehicle at the time of accident and he was entirely on fault and was contributed to the accident. Accepting the cause, the Tribunal awarded compensation to the minor son and the mother of the deceased. No amount was awarded to the husband of the deceased, viz., Kumar. In fact, the husband Kumar remained *exparte* and has not participated in the trial. It is also informed by the claimants 2 and 3 that as on date, they have not put on notice about any appeal filed by the husband of the deceased, challenging the disallowance of compensation claimed by him by the Tribunal. The Insurance Company has now come to deposit a sum of Rs.18,00,000/- together with interest at the rate of 7.5% per annum and costs. The rights of pay and recovery as per Tribunal order is sustained.

3. It is informed that 50% of the award amount has already been deposited by the appellant. Considering that as on date both the Insurance Company as well as the claimants 2 and 3, namely, mother and minor son of the deceased have not put on notice pending preferred by the first respondent, who is also arrayed as one of the claimants before the Tribunal, we are inclined to dispose the appeal in the following terms:

4. The appellant / Insurance Company has agreed to compensate the mother and minor son of the deceased with a payment of Rs.18,00,000/- together with interest at the rate of 7.5% per annum and costs, which shall be deposited within a period of twelve weeks from today, after deducting 50% of the award amount.



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5. Insofar as the apportionment, we make it clear that minor claimant shall be entitled to 2/3 share, which shall be deposited in a Nationalized Bank and the Tribunal shall invest the same in the name of the minor son till the minor attains majority. The mother of the deceased Arukani is entitled for the remaining 1/3 share of compensation. The mother of the deceased is permitted to withdraw 1/3rd share of the entire award amount together with proportionate interest and costs and she is entitled to withdraw interest of the minor once in three months, which is used only for the welfare of the minor.

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Counsel for the Appellant/s

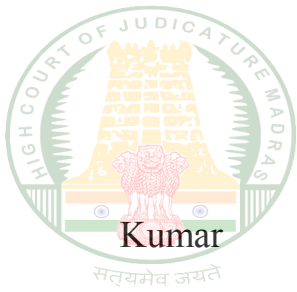
Kumar

Minor.Sri Haran

(Minor 2nd Respondent is represented by his natural guardian Grandma the 3rd Respondent, Arukani)

Arukani

4/5



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Counsel for the Respondent/s

This Lok Adalat award is passed in terms of the above settlement.

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamilnadu Court Fees and Suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

The Original of the award shall be place in the court record and copy of the award, kept with High Court Legal Services Committee and one copy each is furnished to both parties free of cost.

In agreement of the above, both parties and their counsel have affixed their signatures/ thumb impressions in presence of the Lok Adalat Bench admitting the terms and today conditions and accordingly, the award is passed.

JUDGE

MEMBER

MEMBER

To: The Parties/Advocate concerned
Copy To

1. Additional District Munsif Court, Karur.
2. The Officer-in-Charge, High Court Legal Services Committee, Madurai.
3. The Section Officer, V.R. Section, Madurai Bench of Madras High Court, Madurai.

Typed By
SABARIMALA
PA To The Hon'ble Judges