

Sheela vs Pramod

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SooperKanoon Citation : sooperkanoon.com/1406075

Court : Kerala

Decided On : Nov-30-2023

Judge : Honourable Mr. Justice D. K. Singh

Appeal No. : OP (MAC)/163/2023

Appellant : Sheela

Respondent : Pramod

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
THURSDAY, THE 30TH DAY OF NOVEMBER 2023 / 9TH
AGRAHAYANA, 1945 OP (MAC) NO. 163 OF 2023 AGAINST THE
ORDER/JUDGMENT OPMV 1618/2018 OF MOTOR ACCIDENT
CLAIMS TRIBUNAL & SPECIAL COURT FOR E.C. ACT CASES,
THRISSUR PETITIONER/S: 1 SHEELA, AGED 55 YEARS, W/O LATE
RAVI, KIZHAKKUMPATTUKARA HOUSE, AVINISSERY P.O,
THRISSUR, PIN - 680306 2 RAMYA RAVI, AGED 37 YEARS, D/O LATE
RAVI, KIZHAKKUMPATTUKARA HOUSE, AVINISSERY P.O,
THRISSUR, PIN -

3 RAHNA, AGED 40 YEARS, W/O. FEBIN, CHAKKARAPARMBIL (H), KODANNUR P.O, THRISSUR, PIN - 680563 BY ADVS. NAVYA SONY; LLOYD JOHN RESPONDENT/S: 1 PRAMOD, S/O SANKARAN, THUMBAYIL HOUSE, AVINISSERY, THRISSUR, PIN - 680306 2 UNITED INDIA INSURANCE CO. LTD. REPRESENTED BY BRANCH MANAGER, PARK HOUSE, ROUND NORTH, THRISSUR, PIN - 680001 THIS OP (MAC) HAVING COME UP FOR ADMISSION ON 30.11.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -2-

JUDGMENT

The present writ petition under Article 227 of the Constitution of India has been filed seeking the following reliefs: 1. To expedite all the proceedings in OP (MV) 1618/2018 before the MACT, Thrissur and complete the proceedings in a time-bound manner.

2. Issue such other order or direction as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

2. The O.P.(MV) No.1618/2018 has remained pending

since 2018. The legal heirs of the deceased/victim of the motor accident are required to be given speedy justice. For that purpose, the special Tribunal, i.e., the Motor Accident Claims Tribunal, has been constituted. Delay in disposal of the claim petition runs contrary to the purpose for which the Tribunal has been established. -3-

3. Therefore, the present writ petition is disposed of

with a direction to the Motor Accident Claims Tribunal, Thrissur, to decide the Claim Petition, O.P.(MV) No.1618/2018 expeditiously, preferably within a period of six months. Sd/- DINESH KUMAR SINGH JUDGE jjj -4- APPENDIX OF OP (MAC) 163/2023 PETITIONER ANNEXURES Annexure 1 THE TRUE COPY OF THE CLAIM PETITION FILED BEFORE THE MACT, THRISSUR 7/8/2018 IN OP(MV) NO. 1618/2018