

I-13

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ MAC.APP. 542/2010

IFFCO TOKIO GENERAL INSURANCE
COMPANY LTD

..... Appellant

Through: Ms. Suman Bagga, Advocate

versus

MOHD FAYAZ & ORS

..... Respondents

Through: Mr. Sumit Gupta, Advocate for the
respondent No.1

CORAM:

HON'BLE MS. JUSTICE REVA KHETRAPAL

ORDER

% **30.11.2010**

The learned counsel for the parties have amicably resolved the matter.

The learned counsel for the appellant states that the appellant Insurance Company is ready and willing to settle the matter with the claimant, the respondent No.1 herein, for a sum of ₹ 3 lakhs in all with interest at the rate of 7.5% per annum from the date of filing of the petition till realization. This proposal is acceptable to the counsel for the respondent No.1/claimant. In this view of the matter, the learned counsel for the Insurance Company states that she does not press the other grounds in the appeal and service on the respondent No.2 may be dispensed with. It is ordered accordingly.

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A sum of ₹ 4,02,466/- is stated to be deposited by Ms. Suman Bagga, the learned counsel for the appellant in terms of the order dated 18th August, 2010. Out of this amount, a sum of ₹ 3 lakhs with interest thereon at 7.5% per annum from the date of filing of the petition till realization shall be released to the respondent No.1 (including the amount already released) and the balance shall be refunded to the Insurance Company. The statutory deposit shall also be refunded to the appellant.

The appeal stands disposed of accordingly.

Reva Khetrpal
REVA KHETRAPAL, J

NOVEMBER 30, 2010
km

— fresh CM-22961/10 for clarification
of order dt. 30/11/10.