

GAHC010027392020



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : MACApp./146/2020

THE ORIENTAL INSURANCE CO. LTD.
A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956.
REPRESENTED BY ITS REGIONAL MANAGER, ULUBARI, GUWAHATI-7.

VERSUS

SRI NIRANJAN DAS AND 2 ORS.
S/O LATE CHACHINDRA DAS, R/O VILLAGE KHANGAN GAON, P.S.
LUMDING, DIST. NAGAON, ASSAM, PIN 782447.

2:SRI DIL BAHADUR CHETRY
S/O SRI UDOY NARAYAN CHETRY
R/O 9TH MILE NEPALI BASTI
P.S. MANJA
DISTRICT KARBI ANGLONG
ASSAM
PIN 782461. OWNER

Advocate for the Petitioner : MR. S K GOSWAMI, MS P SARMA,MR. R SHARMA

Advocate for the Respondent : MR. S DAS, MR K DAS,MR. N BORUAH

**BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

ORDER

14.12.2024

(K.R. Surana, J)

Mr. Rubul Chandra Pathak, Dy. Manager, Oriental Insurance Co. Ltd is present and the respondent no.1/claimant, namely, Sri. Niranjan Das, along with Mr. S. Das, his learned counsel are present.

2. Both sides have agreed that the pre-settlement held between the parties and the appellant has agreed to pay a sum of Rs.5,00,000/- (Rupees five lakh only) as full and final settlement of all the claims of the respondent no.1/claimant against the order and award dated 09.12.2019, passed by the learned Member, Motor Accident Claims Tribunal No.1, Kamrup in MACT Case No.238/2017.
3. Out of total settlement amount, a sum of Rs.3,14,000/- (Rupees three lakh fourteen thousand only) has already been paid to the respondent no.1 by the appellant Insurance.
4. The appellant shall deposit the balance amount of Rs.1,86,000/- (Rupees one lakh eighty six thousand only) before the Registry of the Court within 30 (thirty) days from the date of the settlement order, failing which the amount shall carry interest @ 9% per annum till the date of deposit.
5. On such deposit being made, the Registry of the Court shall disburse the said amount in favour of the respondent no.1/claimant, namely, Sri. Niranjan Das, on satisfaction of his identity.

6. On furnishing proof of the deposit of the entire settlement amount, the Registry shall release the statutory deposit made by the appellant.
7. The matter is disposed of in this Lok Adalat.

JUDGE

Comparing Assistant