

GAHC010032682022



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

Case No. : MACApp./120/2022

THE ORIENTAL INSURANCE COMPANY LTD.
A GOVT. OF INDIA UNDERTAKING HAVING ITS REGISTERED OFFICE AT
ORIENTAL HOUSE, PB NO. 7037, A-25/27, ASAF ALI ROAD, NEW DELHI
110002 AND REGIONAL OFFICE AT GS ROAD, ULUBARI, GUWAHATI
781007, DIST KAMRUP M ASSAM, REPRESENTED HEREIN BY ITS DEPUTY
MANAGER, NAMELY MADHUCHANDA DHAR

VERSUS

TAMECH RABHA AND 3 ORS.
S/O LATE RAMPATI RABHA, RESIDENT OF VILLAGE SARAPARA, PS AGIA,
PO BORDAMAL, DIST GOALPARA, ASSAM, 783124

2: BACHI BALA RABHA
W/O TAMECH RABHA
RESIDENT OF VILLAGE SARAPARA
PS AGIA
PO BORDAMAL
DIST GOALPARA
ASSAM
783124

3: ANIMA RABHA
D/O TAMECH RABHA
RESIDENT OF VILLAGE SARAPARA
PS AGIA
PO BORDAMAL
DIST GOALPARA
ASSAM
783124

4: SABYASING RABHA

S/O TAMECH RABHA
RESIDENT OF VILLAGE SARAPARA
PS AGIA
PO BORDAMAL
DIST GOALPARA
ASSAM
783124

5:RONALDJIT BORUAH
S/O UGRAJIT BORUAH

VILLAGE BOHOTIE GOAN
PO RRL
DIST JORHAT
ASSAM
785682

6:UJJAL JYOTI DAS

S/O DINESH DAS

VILLAGE ULUPARA AGIA
PO AND PS AGIA
DIST GOALPARA
ASSAM
78312

Advocate for the Petitioner : MR. S CHAMARIA, MR. D DAS,MR A N SARMAH,MR. M ALI

Advocate for the Respondent : MR. A AHMED (R2), U U KHAN (R2)

NATIONAL LOK ADALAT

(HELD ON 14TH OF SEPTEMBER, 2024)

MAC.App./120/2022

:::BEFORE:::

HON'BLE MRS. JUSTICE MITALI THAKURIA

Name of the Conciliators:

1. Mr. Santanu Kumar Das
2. Ms. Ritamani Goswami

ORDER

The case is put up before the National Lok Adalat.

The Insurance Company is represented by its officials.

The claimants, are duly present along with the engaged counsel.

It is submitted that the earlier awarded amount was Rs.13,06,680/-(Rupees thirteen lakhs six thousand six hundred eighty) only. After negotiation, both the parties are agreed to settle the matter on an amount of Rs. 13,00,000/-(Rupees thirteen lakhs) only as full and final settlement.

Accordingly, the Oriental Insurance Company Ltd. is directed to deposit the settlement amount of ₹13,00,000/-(Rupees thirteen lakhs) only before the learned MACT, Goalpara, within a period of 1 (one) month from today. Out of the said amount, Rs.5,00,000/- (Rupees five lakhs) shall be deposited in a nationalized bank in the name of Claimant No. 2, Bachi Bala Rabha (mother of the deceased); Rs.2,00,000/- (Rupees two lakhs) each shall be deposited in any nationalized bank for Claimants No. 3 and 4, namely Anima Rabha (sister of the deceased) and Sabyasing Rabha (brother of the deceased), until they attain the age of majority. Thereafter, the balance amount shall be released in favour of

Claimant No. 2, Bachi Bala Rabha (mother of the deceased).

Accordingly, the claimant shall be at liberty to withdraw the same on being proper verification and identification by the engaged counsel of the case.

Registry is further directed to return the statutory deposited amount of Rs. 25,000/- (Rupees twenty five thousand) only to the Insurance Company, if any.

The MAC Appeal is disposed of.

JUDGE

Comparing Assistant