

GAHC010039162024



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

Case No. : MACApp./131/2024

ORIENTAL INSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE, A25/27 ASAF ALI
ROAD, NEW DELHI 11002 AND REGIONAL OFFICE AT GUWAHATI , 07,
REPRESENTED BY THE REGIONAL MANAGER.

VERSUS

LEENA HANSEPI AND 4 ORS
W/O LATE RUPSON SINGNAR
RESIDENT OF KAYA KRAMSA, PS SAMELANGSO, KARBI ANGLONG,

2:THEMANSON SINGNAR
S/O LATE RUPSON SINGNAR
RESIDENT OF KAYA KRAMSA
PS SAMELANGSO
KARBI ANGLONG

3:ENGLE TERANPI
MOTHER OF LATE RUPSON SINGNAR
RESIDENT OF KAYA KRAMSA
PS SAMELANGSO
KARBI ANGLONG

4:SAKEN NARZARY
S/O LATE D NARZARY
HORGATHI
PS DOKMOKA
KARBI ANGLONG
ASSAM

5:SRI SARBURA SINGNAR
KAYA KRAMSA PS SAMELANGSO
KARBI ANGLONG (FATHER OF THE DECEASED RUPSON SINGNAR

Advocate for the Petitioner : MR SISHIR DUTTA, MR S DUTTA

Advocate for the Respondent : MRS. R RONGMEI(R-4), MR. S SINGH (R-1,3)

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 14.12.2024

Heard Mr. Rubul Pathak, Deputy Manager, Oriental Insurance Company Ltd. as well as respondent nos.1 and 3, namely, Leena Hansepi and Engle Teranpi along with Mr. S. Dutta, learned counsel are present.

2. It is submitted that in the award dated 12.12.2023, passed by the learned Member, MACT No.3, Kamrup (M), Guwahati in MAC Case No.1462/2019, a sum of Rs.40,000/- (Rupees forty thousand only) was awarded to the respondent no.5, namely, Sarbura Singnar, who is the father of the deceased.

3. After negotiated settlement, the parties have agreed for a total settlement amount of Rs.20,00,000/- (Rupees twenty lakh only) as full and final settlement of all the claims of the respondent nos.1, 2, 3 and 5 against the order and award of the Tribunal.

4. It is submitted that the respondent no.2, namely, Themanson Singnar is a minor aged about 7 (seven) years.

5. Accordingly, the matter is settled on compromise in terms of the pre-settlement/compromise slip for the National Lok Adalat, which is made as a part

of record.

6. Both the parties shall put their signature in the pre-settlement compromise slip as token of acceptance for the settlement.

7. Accordingly, the Oriental Insurance Company Ltd. shall deposit the settlement amount of of Rs.20,00,000/- (Rupees twenty lakh only) in favour of the respondent nos.1, 2, 3 and 5 before the Registry of this Court within a period of 30 (thirty) days from the date of the this settlement order, failing which the amount shall carry interest @ 9% per annum till the date of deposit.

8. Out of the settlement amount, a sum of Rs.6,50,000/- (Rupees six lakh fifty thousand only) be kept in a fixed deposit account in favour of the respondent no.2, being a minor represented by respondent no.1, mother and natural guardian. A sum of Rs.40,000/- (Rupees forty thousand only) shall be released to the respondent no.5, father, in terms of the award of the Tribunal and the balance amount shall be released to the respondent nos.1 and 3 on satisfaction of their identity.

9. On furnishing proof of the deposit of the entire settlement amount, the Registry shall release the statutory deposit made by the appellant.

10. The matter is disposed of in this Lok Adalat.

JUDGE

Comparing Assistant