

GAHC010051402024



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

Case No. : I.A.(Civil)/793/2024

SMT ANJANA BORAH and ANR
W/O LATE JIBON BORAH

2: RAKTIM BORAH
S/O LATE JIBON BORAH
REPRESENTED BY HIS MOTHER APPELLANT NO. 1
BOTH ARE R/O VILL. KALAKHOWA GAON
P.O. and P.S. BOKAKHAT
DIST. GOLAGHAT
ASSAM

VERSUS

THE ORIENTAL INSURANCE CO. LTD.
TEZPUR BRANCH, HAVING A BRANCH OFFICE AT N.T. ROAD, TEZPUR,
SONITPUR, ASSAM.

Advocate for the Petitioner : MR. P D NAIR

Advocate for the Respondent : MR. S DUTTA

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 20-03-2024

Heard Mr. A.J. Sarma, learned counsel for the applicant. Also heard Mr. S. Dutta, learned counsel for the respondent.

This is an application filed by the claimants seeking direction for release of 50% of the awarded amount deposited by the Insurance company before the Motor Accident Claims Tribunal, Nagaon in MAC Case No.414/2014.

The learned counsel for the opposite party submits that a total amount of Rs.37,59,104/- out of Rs.38,34,104 has been deposited before the learned Tribunal and at this stage, he is agreeable, if a sum of Rs.20,00,000/- out of the said total amount is released to the applicant/claimant. The said proposal for release of 20,00,000/- has been agreed to and accepted by the learned counsel for the applicant/claimant.

In view of the above, the applicant/claimant is allowed to withdraw an amount of Rs.20,00,000/- out of the total deposited amount of Rs.37,59,104/- from the Tribunal.

The learned Tribunal, Nagaon is directed to release the amount of Rs.20,00,000/- to the applicant/claimant No.1 Smti. Anjana Borah on proper verification and identification by their learned counsel.

With the above, this I.A stands allowed and disposed of.

JUDGE

Comparing Assistant