

GAHC010077762023



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

Case No. : MACApp./410/2023

ARCHANA SAHA AND ANR.
W/O DEBDAS SAHA, RESIDENT OF NETAJI NAGAR, WARD NO. 9, PO, PS
AND DIST. BONGAIGAON, ASSAM

2: DEBDAS SAHA

S/O LATE BHAKTA DAS SAHA

RESIDENT OF NETAJI NAGAR
WARD NO. 9
PO
PS AND DIST. BONGAIGAON
ASSA

VERSUS

NEW INDIA ASSURANCE COMPANY LTD. AND 4 ORS. E
REPRESENTED BY ITS DIVISIONAL MANAGER, BONGAIGAON DIVISION,
PO PS AND DIST BONGAIGAON, ASSAM 783380

2:CHANVEER SINGH HANSRA
S/O KARNALI SINGH HANSRA
RESIDENT OF VILLAGE POORNAPUR
PS POORNAPUR
DIST PILIBHIT
UTTAR PRADESH
262122

3:MOIDDIN IDRISHI
S/O SAMSUDDEEN ALI

RESIDENT OF VILLAGE POORNAPUR
PS POORNAPUR
DIST PILIBHIT

UTTAR PRADESH
262122

4:BINAN NARZARY

S/O LATE DEUL SINGH NARZARY
RESIDENT OF VILLAGE CHIRANG
PO RUNIKHATA
DIST CHIRANG
BTAD
ASSAM
783375

5:DESOUZA NARZARY
S/O BINAN NARZARY

RESIDENT OF VILLAGE BHURTUNALI
PO RUNIKHATA
DIST CHIRANG
BTAD
ASSAM 78337

Advocate for the Petitioner : MR. M KHAN

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

09.03.2024

This is an appeal filed by the appellant-claimant against the judgment and award dated 20.09.2022 passed by the Motor Accident Claims Tribunal, Bongaigaon (for short MACT) in MAC Case No.85/2020 praying for enhancement of the awarded amount of Rs.11,28,400/- along with 6% interest.

Ms. Hena Haflongbar, Assistant Manager of the New India Assurance Company Ltd. and the claimant, Archana Saha and her learned counsel, Shri M. Khan are present today i.e., 09.03.2024 in the National Lok Adalat.

The parties present before this Court jointly submit that the matter has been settled outside the Court and an additional amount of Rs.4,20,000/- (Rupees four lakh and twenty thousand) as full and final settlement has been agreed upon.

In view of the above, the appeal stands closed with a direction that the Insurance Company shall deposit the additional agreed amount of Rs.4,20,000/- (Rupees four lakh and twenty thousand) being the full and final settlement before the learned MACT, Bongaigaon within a period of 45 days from today.

The claimant would be at liberty to withdraw the aforesaid amount of Rs.4,20,000/- (Rupees four lakh and twenty thousand) on being properly identified by her learned counsel.

The appeal is accordingly disposed of.

JUDGE

Comparing Assistant