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

Case No. : I.A.(Civil)/1316/2024

BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LIMITED
HAVING ITS OFFICE AT SREEJI TOWER, 2ND FLOOR,
C/O GAUHATI TEA WAREHOUSING PVT. LTD, ADJACENT TO MAHINDRA
SHOWROOM GUWAHATI- 781006, KAMRUP (M).

VERSUS

PINKI RUDRAPAUL AND 2 ORS.
W/O LATE BIPLAB RUDRAPAUL,
VILL.- BASUDEBNAGAR, P.O.- BASUDEBNAGAR, P.S.- PATHERKANDI,
DIST.- KARIMGANJ, ASSAM.

2:BISHWAJIT RUDRAPAUL
S/O LATE BIPLAB RUDRAPAUL

VILL.- BASUDEBNAGAR
P.O.- BASUDEBNAGAR
P.S.- PATHERKANDI
DIST.- KARIMGANJ
ASSAM.

3:RANI RUDRAPAUL
MOTHER OF LATE BIPLAB RUDRAPAUL

VILL.- BASUDEBNAGAR
P.O.- BASUDEBNAGAR
P.S.- PATHERKANDI
DIST.- KARIMGANJ
ASSAM

Advocate for the Petitioner : MR. P M TALUKDAR, MR. R BAISHYA

Advocate for the Respondent : MR. M H LASKAR (R-1,2,3), MR. S ROY (R-1,2,3),M. HOSSAIN (R-1,2,3)

Linked Case :

BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LTD

VERSUS

PINKI RUDRAPAUL AND 2 ORS A

Advocate for : MR. P M TALUKDAR

Advocate for : appearing for PINKI RUDRAPAUL AND 2 ORS A

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 14.12.2024

Mr. Nayan Choudhury, Hub In-Charge, Appeal and Specialized Claims of Bajaj Allianz General Insurance Company Ltd., the appellant along with Mr. P.N. Talukdar, learned counsel for the appellant.

2. Respondent nos.1 to 3 along with Mr. S. Roy, their learned counsel are present.

3. After negotiated settlement, the parties have agreed for a total settlement amount of Rs.19,50,000/- (Rupees nineteen lakh fifty thousand only) as full and final settlement of all the claims of the respondent nos.1 to 3 against the judgment and award dated 07.11.2023, passed by the learned Member,

Motor Accident Claims Tribunal, Karimganj in MAC Case No. 84/2020.

4. 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.

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

6. Accordingly, the Bajaj Allianz General Insurance Company Ltd./ appellant shall deposit the settlement amount of Rs.19,50,000/- (Rupees nineteen lakh fifty thousand only) in favour of the respondent nos.1 to 4 before Motor Accident Claims Tribunal, Karimganj 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.

7. On such deposit being made, out of the settlement amount, a sum of Rs.6,00,000/- (Rupees six lakh only) shall be kept in a fixed deposit account in the name of Bishwajit Rudrapaul (minor), who is respondent no.2 herein till he attain the age of majority and Rs.6,00,000/- (Rupees six lakh only) shall be released to the respondent no.3 and the balance amount shall be released to respondent no.1 satisfaction of their identity.

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

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

JUDGE

Comparing Assistant