

GAHC010118842024



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

Case No. : I.A.(Civil)/1885/2024

SMTI SUNITA MITTAL and 2 ORS
W/O LATE SURESH KUMAR MITTAL, FLAT NO. 501, 5TH FLOOR, KANYA
APARTMENT, NEAR CHRISTIAN HOSPITAL, CHATTRIBARI, P.S. and P.O.
CHATTRIBARI, GUWAHATI, DIST. KAMRUP M, ASSAM, PIN 781001

VERSUS

THE ORIENTAL INSURANCE COMPANY LTD AND 2 ORS
CENTRAL GOVT. UNDERTAKING, HAVING ITS REGIONAL OFFICE AT
GUWAHATI, G.S. ROAD, ULUBARI, GUWAHATI 781007 REPRESENTED BY
THE ASSTT. MANAGER GAUHATI REGIONAL OFFICE, ULUBARI,
GUWAHATI 781005

2:SUNIL KR. AGARWALA

S/O LATE PARSHURAM AGARWALA
A.T. ROAD
HAIBARGAON
P.O. and P.S. NAGAON
DIST. NAHAON
ASSAM
PIN 782002

3:MOHENDRA KAHAR

S/O LATE JEWDHAR KAHAR
VILL. BORJURI
P.O. and P.S. NAGAON
DIST. NAGAON
ASSAM
PIN 78210

Advocate for the Petitioner : MS D D ROY

Advocate for the Respondent :

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

21.06.2024

Heard Mrs. D.D. Roy, the learned counsel appearing for the applicant. Also heard Mrs. R.D. Mozumdar, learned counsel representing the opposite party Insurance Company.

2. The MAC Appeal No.306/2017 was settled in the Lok Adalat for an amount of ₹22,000,00/- (Rupees Twenty-Two Lakhs). It may be mentioned that while the appeal was pending before this Court, the Insurance Company had deposited an amount of ₹12,12,600/- and after settlement, the remaining amount of ₹9,87,400/- was deposited by the Insurance Company. Therefore, the present application has been filed praying for leave to withdraw the total amount of ₹22,000,00/- from the Registry of this Court.

3. Mrs. Mozumdar fairly submits that the Insurance Company has no objection if leave is granted to the applicant to withdraw the aforesaid amount.

4. Accordingly, leave is granted.

5. The claimant/applicant is allowed to withdraw ₹22,000,00/- (Rupees Twenty-Two Lakhs) from the Registry of this Court without any riders and without any interest thereon.

The Interlocutory Application is disposed of.

JUDGE

Comparing Assistant