

GAHC010127022023



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

Case No. : MACApp./227/2023

SELINA MARAK
W/O LATE SEMISON MARAK, PERMANENT RESIDENT OF RONGAP
MIKILSIMGRE (KERA), P.S.- WILLIAMNAGAR, DIST.- EAST GARO HILLS,
MEGHALAYA. TEMPORARILY RESIDING AT- VILL.- PAIKAN, P.S.-
KRISHNAI, DIST.- GOALPARA, ASSAM.

VERSUS

THE NEW INDIA ASSURANCE COMPANY LTD. AND 2 ORS.
MAIN ROAD, BONGAIGAON, ASSAM, PIN- 783380, TO BE REPRESENTED
BY ITS DIVISIONAL MANAGER.

2:HIRAN ALI
S/O LATE TORAB ALI

R/O WARD NO. 13
MILIJULI PATH
PACHIM BORAGAON NEAR GANESH MANDIR
GUWAHATI- 781033

DIST.- KAMRUP (M)
ASSAM.

3:MD. NAZAMUDDIN
S/O LATE SHAFIUDDIN

R/O SURYASEN COLONY
WARD NO. 1
MALLAGURI
PRADHANNAGAR
SILIGURI
DIST.- JALPAIGURI

WEST BENGAL- 734004

Advocate for the Petitioner : MR. DITUL DAS, MR. R RAHMAN

Advocate for the Respondent : MR. D SAUD (R-2), MR. N SAIKIA (R2), MS. M CHOUDHURY (r-1), MS C BORAH (r-1)

NATIONAL LOK ADALAT

(HELD ON 14TH OF SEPTEMBER, 2024)

MAC.App/227/2023

:::BEFORE:::

HON'BLE MRS. JUSTICE MITALI THAKURIA

Name of the Conciliators:

1. Mr. Santanu Kumar Das
2. Ms. Ritamani Goswami

ORDER

The case is put up before the National Lok Adalat.

The Insurance Company is represented by its officials.

The claimant, is duly present along with her engaged counsel.

It is submitted that the earlier awarded amount was Rs. 7,40,400 (Rupees seven lakhs fourty thousand four hundred) only and out of which an amount of Rs. 7,85,905/- (Rupees seven laksh eighty-five thousand nine hundred five) only including 6% interest has already been deposited by the Insurance Company.

After negotiation both the parties are agreed to settle the matter on an additional amount of Rs 4,10,000/- (Rupees four lakhs ten thousand) only as full and final settlement.

Accordingly, the respondent/New India Assurance Company LTD. is hereby directed to deposit the additional settled amount of Rs 4,10,000/- (Rupees four lakhs ten thousand) only before the learned MACT, Goalpara within a period of 1 (one) month from today and the claimant will be at liberty to withdraw the same along with the earlier deposited amount of Rs. 7,85,905/- (Rupees seven lakhs eighty-five thousand nine hundred five) only, if not already withdraw, on being proper verification and identification by the concerned counsel of the case.

Return the Statutory deposited amount, if any, to the Insurance Company.

The appeal stands disposed of in terms above.

JUDGE

Comparing Assistant