

GAHC010139252022



undefined

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

Case No. : MACApp./418/2022

ORIENTAL INSURANCE COMPANY LIMITED
A CENTRAL GOVT. UNDERTAKING HAVING ITS REGIONAL OFFICE AT
GUWAHATI, GS ROAD, ULUBARI, GUWAHATI 781007, REPRESENTED BY
THE DEPUTY MANAGER, GAUHATI REGIONAL OFFICE, ULUBARI
GUWAHATI 781005

VERSUS

SHANTI MALAR AND 3 ORS
W/O LATE RABET MALAR,
RESIDENT OF VILLAGE NO.2 DEJOOPATHAR, PO KHELMATI, PS NORTH
LAKHIMPUR, DIST LAKHIMPUR, ASSM, 787031

2:MISS LILI MALAR
D/O LATE RABET MALAR

RESIDENT OF VILLAGE NO.2 DEJOOPATHAR
PO KHELMATI
PS NORTH LAKHIMPUR
DIST LAKHIMPUR
ASSM
787031

3:SRI SEBESTIAN MALAR
S/O LATE RABET MALAR

RESIDENT OF VILLAGE NO.2 DEJOOPATHAR
PO KHELMATI
PS NORTH LAKHIMPUR
DIST LAKHIMPUR
ASSM
787031

4:MD. ABDUL RASID
S/O LATE AYUB ALI
RESIDENT OF VILLAGE SENSOWAGAON
PO AND PS PANIGAON
DIST LAKHIMPUR
ASSAM 78705

Advocate for the Petitioner : MS R D MAZUMDAR, MS. C MOZUMDAR,MR. S P SHARMA

Advocate for the Respondent : MR D MONDAL, MR A N IQBAL

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 14.12.2024

Mr. R. Pathak, Deputy Manager, Oriental Insurance Co. Ltd. is present.

2. Smt. Shanti Malar, respondent no.1 along with Mr. A.N. Iqbal, her learned counsel is present.

3. After negotiated settlement, the parties have agreed for a total settlement amount of Rs.13,00,000/- (Rupees thirteen lakh only) as full and final settlement of all the claims of the respondents against the judgment and award dated 12.04.2022, passed by the learned Member, Motor Accident Claims Tribunal No.2, Kamrup (M), Guwahati in MAC Case No. 1304/2017.

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 Oriental Insurance Co. Ltd./ appellant shall deposit the settlement amount of Rs.13,00,000/- (Rupees thirteen lakh only) in favour of the respondent nos. 1 to 3 before the Motor Accident Claims Tribunal No.2, Kamrup (M), Guwahati 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, Rs.2,00,000/- (Rupees two lakh only) each be kept in a fixed deposit account in the name of respondent nos. 2 and 3, who are minors till they attain the age of majority and the balance amount shall be paid to the respondent no.1 on satisfaction of her 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