

GAHC010195462019



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

Case No. : MACApp./348/2023

SATISWAR RABHA AND 4 ORS
S/O LATE GARIN RABHA, VILL.- BAKRIPARA UNDER KRISHNAI POLICE
STATION IN THE DISTRICT OF GOALPARA, ASSAM.

2: DALIMI RABHA
W/O SATISWAR RABHA

VILL.- BAKRIPARA UNDER KRISHNAI POLICE STATION IN THE DISTRICT
OF GOALPARA
ASSAM.

3: LAMBITA RABHA
S/O LATE PRAFULLA RABHA

VILL.- BAKRIPARA UNDER KRISHNAI POLICE STATION IN THE DISTRICT
OF GOALPARA
ASSAM.

4: DHIRAJ RABHA
MINOR
REP. BY THEIR MOTHER LAMBITA RABHA
APPLICANT NO. 3.
S/O LATE PRAFULLA RABHA

VILL.- BAKRIPARA UNDER KRISHNAI POLICE STATION IN THE DISTRICT
OF GOALPARA
ASSAM.

5: RAHAN JYOTI RABHA
MINOR
REP. BY THEIR MOTHER LAMBITA RABHA
APPLICANT NO. 3.
S/O LATE PRAFULLA RABHA

VILL.- BAKRIPARA UNDER KRISHNAI POLICE STATION IN THE DISTRICT
OF GOALPARA
ASSAM

VERSUS

RELIANCE GENERAL INSURANCE COMPANY LIMITED AND ANR
REP. BY ITS BRANCH MANAGER, GUWAHATI BRANCH, 5TH FLOOR, ANIL
PLAZA, GS ROAD, ABC, NEAR IDBI BANK, GUWAHATI- 781005 IN THE
DISTRICT OF KAMRUP (M), ASSAM.

Advocate for the Petitioner : MR. DITUL DAS,

Advocate for the Respondent : MR T KALITA (R-1),

NATIONAL LOK ADALAT

(HELD ON 14TH OF SEPTEMBER, 2024)

MAC.App./348/2023

:::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 claimants, are duly present along with the engaged counsel.

It is submitted that the previously awarded amount was Rs. 10,43,900 (Rupees ten lakhs forty-three thousand nine hundred) only. Out of this amount, Rs. 2,00,000 (Rupees two lakhs) each has already been deposited in the names of the claimants, namely Dhirraj Rabha and Rahan Jyoti Rabha (minors), as well as Lambita Rabha, the wife of the deceased, as fixed deposits. Additionally, an amount of Rs. 1,00,000 (Rupees one lakh) has already been withdrawn by the claimant No. 1, Prafulla Rabha.

Both the parties are agreed to settle the matter on an amount of Rs. 3,40,000/- (Rupees three lakhs fourty thousand) only as full and final settlement and, the insurance company is ready to pay the same towards the settlement amount.

Accordingly, the respondent/Reliance General Insurance Co. Ltd. is hereby directed to deposit the remaining amount of Rs. 3,40,000/- (Rupees three lakhs fourty thousand) only before the learned MACT, Goalpara within a period of 1 (one) month from today and the claimant No. 1., Lambita Rabha will be at liberty to withdraw the respective amount, on being proper verification and identification by the concerned counsel of the case.

Return the statutory deposit, if any to the Insurance Company.

The appeal stands disposed of in terms above.

JUDGE

Comparing Assistant