

GAHC010233792017



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

Case No. : MACApp./125/2017

NATIONAL INSURANCE CO. LTD
HAVING ITS REGISTERED OFFICE AT MIDDLETON STREET, KOLKATA AND
ONE OF THE REGIONAL OFFICES KNOWN AS GUWAHATI REGIONAL
OFFICE, G.S. ROAD, BHANGAGARH, GUWAHATI 781005, KAMRUP ASSAM

VERSUS

HRISIKESH DAS
S/O LATE HIMANGSHU DAS

3:SMT. SARALA DAS

S/O LATE JOGEN DAS
RESPONDENT NO. 1-3 ARE R/O VILL. SOALKUCHI
P.S. SOALKUCHI
DIST. KAMRUP
ASSAM.

4:JAHAN SINGH

S/O SRI AMAR SINGH
R/O VILL. P.O. KURAWA
P.S. KKURAWA
DIST. MAINPUR
UTTAR PRADESH

Advocate for the Petitioner : MS.P HUJURI, MR A SAIKIA,MS.A BORA,MR.R K BHATRA

Advocate for the Respondent : DR.U BARUA, MR.A DEKA,MR.SK S N MOHAMMAD,MR.D SAIKIA,MR.R BORAH,MR. K K DUTTA

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

14.09.2024

This is an appeal filed by the appellant-National Insurance Company Ltd. (for short Insurance Company) against the judgment and award dated 18.03.2014 passed by the learned Member, Motor Accident Claims Tribunal, Kamrup, Guwahati (for short MACT, Guwahati) in MAC Case No.25/2011 whereby an amount of Rs. 27,80,000/- was directed to be paid by the Insurance Company to the claimant.

Shri PD Bhutia, Regional Manager; Shri Debajit Sarkar, Assistant Manager of the Insurance Company and the claimants-Shri Hrishikesh Das and Ms. Sarala Das along with their learned counsel, Shri KK Dutta are present today i.e., 14.09.2024 in the National Lok Adalat.

The parties present before this Court jointly submit that the matter has been settled between the parties and an additional amount of Rs.6,50,000/- inclusive interest as full and final settlement has been agreed upon.

In view of the above, the appeal stands closed with a direction that the Insurance Company shall deposit the additional amount of Rs.6,50,000/- being the full and final settlement before the Registry of this Court within a period of 45 days from today.

The claimants would be at liberty to withdraw the aforesaid amount on being properly identified by their learned counsel. The manner of release of the aforesaid amount would be in the following terms:

- i) Out of the aforesaid amount of Rs. 6,50,000/-, Rs.3,00,000/- is directed to be released in favour of the claimant no. 3-Smti. Sarala Das and
- ii) Rs. 3,50,000/- is directed to be deposited in Fixed Deposit scheme in

the name of claimant no. 2-Shri Hrisikesh Das (minor) in any nationalized bank for a period of 3 years.

The statutory deposit of Rs.25,000/- made by the Insurance Company at the time of filing of the appeal would be refunded to the Insurance Company within a period of 30 days.

Send back the LCRs.

JUDGE

Comparing Assistant