

GAHC010238652024



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

Case No. : I.A.(Civil)/3821/2024

LIBERTY GENERAL INSURANCE LTD
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 10TH FLOOR,
TOWER A, PENINSULA BUSINESS PARK, GANPATRAO KADAM MARG,
LOWER PAREL (WEST) MUMBAI 400013, MAHARASHTRA AND ITS BRANCH
OFFICE AT 4TH FLOOR, GANAPATI ENCLAVE. BORA SERVICE, G.S ROAD,
GUWAHATI, KAMRUP M ASSAM 781007

VERSUS

SAMBHU RAM SUT AND 3 ORS
S/O LATE GHANA SUT,
RESIDENT OF VILLAGE 2 NO. KAKI, PS KAKI, DIST HOJAI, ASSAM 782446

2:SMTI BITU BORA SUT

WO LATE SRI SAMBU RAM SUT

RESIDENT OF VILLAGE 2 NO. KAKI
PS KAKI
DIST HOJAI
ASSAM 782446

3:SRI MUKUL KALITA

S/O SRI NARAM KALITA

RESIDENT OF VILLAGE 1 NO. KAKI 3 NO. GAON

PS KAKI
DIST HOJAI
ASSAM 782446

4:SRI BITU MUDAI
S/O SRI BHUPEN MUDAI

RESIDENT OF VILLAGE 1 NO. 2 NO. GAON
PS KAKI
DIST HOJAI
ASSAM 78244

Advocate for the Petitioner : MR T KALITA, MR. A KAKATI

Advocate for the Respondent : MR. S SINGH (R-1,2),

Linked Case :

LIBERTY GENERAL INSURANCE LTD

VERSUS

SAMBHU RAM SUT AND 3 ORS

Advocate for : MR T KALITA
Advocate for : appearing for SAMBHU RAM SUT AND 3 ORS

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

14.12.2024

(K.R. Surana, J)

Ms. R. Baruah, Legal Officer of Liberty General Insurance Ltd., is present.

The respondent no.1/claimant, namely, Sri. Sambhu Ram Sut, is present along with Mr. S. Singh, his learned counsel.

2. Both sides have agreed that the pre-settlement held between the parties and the applicant appellant has agreed to pay a sum of Rs.18,00,000/- (Rupees eighteen lakh only) as full and final settlement of all the claims of the respondent no.1/claimant against the Judgment and Order dated 11.01.2024, passed by the learned Member, Motor Accident Claims Tribunal No.2, Kamrup(M) in MACT Case No.323/2021.
3. 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.
4. Both the parties shall put their signature in the pre-settlement compromise slip as token of acceptance for the settlement.
5. Accordingly, the Liberty General Insurance Ltd. shall deposit the said settlement amount of Rs.18,00,000/- (Rupees eighteen lakh only) in favour of the respondent no.1/claimant before the Registry of the Court within 30 (thirty) days from the date of the settlement order, failing which the amount shall carry interest @ 9% per annum till the date of deposit.
6. On such deposit being made, the Registry of the Court shall convert a sum of Rs.3,60,000/- (Rupees three lakh sixty thousand only) in a fixed deposit account of any Nationalized Bank for 3 (three) years in the name of respondent no.1/claimant, namely, Sri. Sambhu Ram Sut and shall disburse the remaining amount in the bank account of the respondent no.1/claimant,

namely, Sri. Sambhu Ram Sut, on satisfaction of his identity.

7. On furnishing proof of the deposit of the entire settlement amount, the Registry shall release the statutory deposit made by the applicant appellant.
8. The matter is disposed of in this Lok Adalat.
9. In view of the settlement order passed today, this interlocutory application as well as un-numbered appeal stands closed.

JUDGE

Comparing Assistant