

GAHC010241172024



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

Case No. : MACApp./626/2024

UNITED INDIA INSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AT 24 WHITES ROAD, CHENNAI AND
ONE OF THE REGIONAL OFFICE AT G.S ROAD, DISPUR

VERSUS

SOSILATA DOLEY AND 3 ORS
W/O ANIL DOLEY,
RESIDENT OF VILLAGE LORAMKHUTI, PO MECHAKI TANGANI, PS
SILAPATHAR, DIST DHEMAJI, ASSAM 787110

2:ANIL DOLEY
S/O LATE ACHENG DOLEY
RESIDENT OF VILLAGE LORAMKHUTI
PO MECHAKI TANGANI
PS SILAPATHAR
DIST DHEMAJI
ASSAM 787110

3:RAMEN GOSWAMI
S/O SRI DIMBESWAR GOSWAMI

RESIDENT OF VILLAGE MERMUKH

PO AND PS NARAYANPUR
DIST LAKHIMPUR
ASSAM 784164

4:MD. MAFIJ ALI

S/O LATE NAYAB ALI

RESIDENT OF VILLAGE CHABOTI
PO CHABOTI
P.S NORTH LAKHIMPUR
DIST LAKHIMPUR
ASSAM 78705

Advocate for the Petitioner : MR. K K BHATTA, MRS L SHARMA

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

14.12.2024

(K.R. Surana, J)

Mr. Moakumzuk, Manager, United India Insurance Company is present.

2. The respondent no.1, namely, Smt. Sosilata Doley, is present and has produced an authority letter of her husband i.e. Mr. Anil Doley, who is the respondent no.2 and the injured person for whom claim was made. The respondent no.1 i.e. Smt. Sosilata Doley has also stated that the respondent no.2, her husband is bedridden and is unable to move independently.
3. Both parties have agreed that after negotiated settlement, the applicant/appellant i.e. United India Insurance Company Ltd. has agreed to pay a sum of Rs.68,00,000/- (Rupees sixty eight lakh only), as full and final settlement of all the claims of the respondent nos.1 and 2 in respect of the judgment and award dated 13.08.2024, passed by the learned Member,

Motor Accident Claims Tribunal No.1, Kamrup(M), Guwahati Assam in MACT Case No.975/2018.

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. The applicant/appellant shall deposit the entire settlement amount i.e. Rs.68,00,000/- (Rupees sixty eight lakh only) before the learned Member, Motor Accident Claims Tribunal No.1, Kamrup(M), Guwahati 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.
7. Out of the settlement amount of Rs.68,00,000/- (Rupees sixty eight lakh only), the learned Tribunal shall keep 30% of the amount in a fixed deposit account of any Nationalized Bank for 3 (three) years in the name of respondent no.2, namely, Mr. Anil Doley and shall disburse the remaining amount in the bank account of the respondent no.2, namely, Mr. Anil Doley, on satisfaction of his identity.
8. The matter is disposed of in this Lok Adalat.

JUDGE

Comparing Assistant