

GAHC010251702023



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

Case No. : MACApp./403/2023

EJAZ AHMED
S/O ABDUL KHALEK,
RESIDENT OF HEDAYETPUR, WARD NO. 17, GOALPARA TOWN, PO
BALADMARI, PS AND DIST GOALPARA, ASSAM 783121

VERSUS

BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LTD AND 2 ORS.
REPRESENTED BY THE SENIOR EXECUTIVE (LEGAL DEPARTMENT) CARE
OF GAUHATI TEA WIRE HOUSING PRIVATE LIMITED, 3RD FLOOR,
ADJACENT TO MAHINDRA SHOWROOM NEAR GANESHGURI FLY OVER,
GS ROAD, CHRISTIAN BASTI, GUWAHATI 781005

2:ROJAUDDIN ANSARY
S/O MOLBI MIAH

RESIDENT OF GOALPARA TOWN
WARD NO. 16
PO BALADMARI
PS AND DIST GOALPARA
ASSAM 783121

3:MANSHUR ALI
S/O MOFAZAL ALI

RESIDENT OF GOALPARA TOWN
PO BALADMARI PS AND DIST GOALPARA
ASSAM 78312

Advocate for the Petitioner : MR. DITUL DAS, MS TINLUNG

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

**BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

ORDER

Date : 14.12.2024

The appellant, namely, Ejaz Ahmed is present along with Ms. Tinlung, learned counsel appearing on behalf of Mr. D. Das, learned counsel for the appellant. Mr. Nayan Choudhury, Hub In-Charge, Appeal and Specialized Claims, Bajaj Allianz General Insurance Company Ltd. is also present.

2. Both the parties have jointly submitted that an award of Rs.1,74,173/- (Rupees one lakh seventy four thousand one hundred seventy three only) was passed vide order and award dated 25.07.2023, passed by the learned Member, MACT, Goalpara in MAC Case No.392/2019. After negotiated settlement, the parties have agreed that in addition to the award, a further sum of Rs.3,00,000/- (Rupees three lakh only) would be the full and final settlement of all the claims of the appellant.

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.

2. Accordingly, the Bajaj Allianz General Insurance Company Ltd. shall deposit the additional amount of Rs.3,00,000/- (Rupees three lakh only) in favour of the appellant/claimants before the MACT, Goalpara 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.

5. On such deposit being made, the MACT, Goalpara shall disburse the said amount in favour of the claimants/appellants on satisfaction of his identity.

6. On furnishing proof of the deposit of the entire settlement amount, the Registry shall release the statutory deposit made by the respondents.

7. The matter is disposed of in this Lok Adalat.

JUDGE

Comparing Assistant