

GAHC010294212023



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

Case No. : MACApp./437/2024

NATIONAL INSURANCE COMPANY LTD
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT, 1956, HAVING ITS REGISTERED OFFICE AT 3, MIDDLETON STREET,
KALKATA AND ONE OF ITS REGIONAL OFFICE AT G.S. ROAD,
BHANGAGARH, GUWAHATI, REPRESENTED BY ITS REGIONAL
MANAGER, GUWAHATI (ASSAM).

VERSUS

SOMA SEN GUPTA AND 2 ORS. F
W/O LATE PRATUL SENGUPTA,

2:MITALI SEN GUPTA
D/O LATE PRATUL SEN GUPTA

R/O SHUTTLE GATE
PANDU
JALUKBARI
GUWAHATI
P.S.- JALUKBARI
DIST.- KAMRUP (M)
ASSAM
PIN- 781013.

3:RITESH DAS
S/O SRI BRAJABALLAV DAS

R/O WARD NO. 3
RANGAPANI
P.S.- SAPTAGRAM
DIST.- DHUBRI
ASSAM

PIN- 783337

Advocate for the Petitioner : MRS. S ROY, MS F N ZAMAN

Advocate for the Respondent : , MR. N D SARMA (R-1),A RAHMAN (R-1)

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 19.09.2023 passed by the Learned Member, Motor Accident Claims Tribunal No.1, Kamrup (M) in MAC Case No. 1458/2017.

2. Shri P.D. Bhutia, Regional Manager along with Shri Debajit Sarka, Assistant Manager of the Insurance Company and the claimant no. 1 – Smti. Soma Sen Gupta along with her learned counsel, Shri ND Sarma are present today i.e., 14.09.2024 in the National Lok Adalat.

3. The parties present before this Court jointly submit that the matter has been settled between the parties and a lump sum amount of Rs.15,00,000/- has been agreed upon.

4. In view of the above, the appeal stands closed with a direction that the Insurance Company shall deposit the aforesaid amount of Rs.15,00,000/- being the full and final settlement before the Registry of this Court within a period of 45 days from today.

5. The parties have agreed that the aforesaid amount be released to the claimant no. 1 – Smti. Soma Sen Gupta (wife of the deceased). The Registry is directed to release the same on being properly identified by her learned

counsel.

6. 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.

JUDGE

Comparing Assistant