

GAHC010296872019



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

**Case No. : I.A.(Civil)/4182/2019**

NEW INDIA ASSURANCE CO. LTD  
HAVING ITS REGISTERED AND HEAD OFFICE AT NEW INDIA ASSURANCE  
BUILDING, 87, MAHATMA GANDHI ROAD, FORT, MUMBAI-400001, AND  
REGIONAL OFFICE AT G.S. ROAD, GUWAHATI-5, REPRESENTED BY THE  
CHIEF REGIONAL MANAGER.

VERSUS

SMTI. SAMPA SUTRADHAR AND 4 ORS  
W/O LATE AMAL SUTRADHAR, R/O KALAPAHAR, KAHILIPARA, COLONY  
BAZAR, NEAR SHIV MANDIR, GUWAHATI, P.S. FATASIL AMBARI, DIST.  
KAMRUP (M), ASSAM

2:SMT SABITA SUTRADHAR  
W/O SRI SUNIL SUTRADHAR  
R/O KALAPAHAR  
KAHILIPARA  
COLONY BAZAR  
NEAR SHIV MANDIR  
GUWAHATI  
P.S. FATASIL AMBARI  
DIST. KAMRUP (M)  
ASSAM

3:MISS GANGA SUTRADHAR  
D/O LATE AMAL SUTRADHAR  
R/O KALAPAHAR  
KAHILIPARA  
COLONY BAZAR  
NEAR SHIV MANDIOR  
GUWAHATI  
P.S. FATASIL AMBARI

DIST. KAMRUP (M)  
ASSAM  
REPRESENTED BY HER MOTHER SMTI. SAMPA SUTRADHA

**Advocate for the Petitioner** : MR SISHIR DUTTA

**Advocate for the Respondent** : MR. H SARMA (R-1,2,3)

**BEFORE**  
**HONOURABLE MR. JUSTICE KARDAK ETE**

**ORDER**

**Date : 09-12-2023**

Both sides are present including the claimants/appellants.

The matter is settled between the parties at an amount of Rs. 17,75,457/-(Rupees seventeen lakhs seventy five thousands four hundred and fifty seven) only inclusive of the interest. New India Assurance Co. Ltd agreed to pay the settled amount of Rs. 17,75,457/-(Rupees seventeen lakhs seventy five thousands four hundred and fifty seven) only, subject to deduction of the TDS on the interest amount and providing the tax deduction certificate to the appellants/claimants.

The settled amount will be deposited by the appellant before the Registry of this Court within a period of 30(thirty) days from today. Thereafter, Rs. 3,50,000/-( Rupees three lakhs fifty thousand) only shall be released in favour of claimant No. 2 upon due identification by the engaged counsel. Rs. 5,00,000/- (Rupees five lakhs) only shall be fixed deposited in any bank in the name of claimant no. 3 till she attain her majority and balance amount of Rs. 9,25,457/-(nine lakhs twenty five thousand four hundred and fifty seven) only shall be released in favour of claimant no. 1., upon due identification by the engaged counsel.

The statutory deposit amount, if any, shall be adjusted.

Return the LCR thereafter.

**JUDGE**

**Comparing Assistant**