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F.A.O. No. 2571 of 2001

MOHINDER PAL ETC. V/S KAMLESH KUMAR @ RANA ETC.

Present: Mr. Vijay Rana, Advocate
for the appellants

Mr. Gopal Mittal, Advocate with
Mr. Subhash Chander Sharma, Manager for
National Insurance Co. Ltd.
(Pb. Region)

* * * *

Vide order dated 27.7.2015 on the statement made by learned counsel for the parties a sum of ₹3,00,000/- (Rs. Three Lac Only) more, over and above the amount awarded by the Tribunal was allowed to the appellants, in full and final settlement of the claim in this appeal and it was directed that a crossed-cheque in the sum of ₹3,00,000/- be brought in the name of appellant No.3-Simarjit Kaur wd/o Sh. Raj Kumar on 24.8.2015. On that date the case was adjourned on the request of learned counsel for the Insurance Company that the cheque could not be prepared. The case was adjourned for today.

Today Mr. Subhash Chander Sharma, Manager of the Insurance Company has brought a crossed-cheque in the sum of ₹3,00,000/- in the name of appellant No.3-Simarjit Kaur. However, learned counsel for the appellants declines to accept this cheque on the ground that he could not contact his clients.

In these circumstances, the cheque in question is returned to Mr. Subhash Chander Sharma, Manager, National Insurance Co. Ltd. with a direction to deposit the aforesaid amount of

₹3,00,000/- before the MACT, Jalandhar on or before 5.10.2015, failing which interest at the rate of 9% per annum shall follow on this amount from the date of this order. As per the statement of learned counsel for the appellants the enhanced amount would be paid to appellant No.3-Simarjit Kaur wd/o Sh. Raj Kumar and would be disbursed to her in cash by the Motor Accident Claims Tribunal.

The appeal is disposed of accordingly.

Copy of the order be supplied/sent to the counsel/parties and file be returned to the High Court.

(R.K.NEHRU)
PRESIDENT

31.08.2015
Janki

(R.C.KATHURIA)
MEMBER