

509

FAO-2519-2010

- 1. SMT. GAFAUNDI WD/O LATE SH. KAMRUDDIN,**
- 2. FAKHRUDIN S/O LATE SH. KAMRUDDIN,**
- 3. ARSHAD KHAN MINOR S/O LATE SH. KAMRUDDIN,**
- 4. ASIF KHAN MINOR S/F LATE SH. KAMRUDDIN,**
- 5. KM. NAZMA MINOR D/O LATE SH. KAMRUDDIN,**
RESIDENTS OF VILLAGE RAHRI, TEHSIL TAURU, DISTRICT
GURGAON, MINORS THROUGH THEIR MOTHER AND NATURAL
GUARDIAN SMT. FAFANDI, R/O VILLAGE RAHRI, TEHSIL
TAURU, DISTRICT GURGAON.

V/S

- 1. KHAYYUMUDDIN S/O MOHD. KHAZYA MIYA (PATANK WALA)**
R/O VILLAGE LANGWAD, TEHSIL MALAKI, DISTRICT BIDAR,
KARNATAKA (DRIVER OF TRUCK NO. AP-13W-7606).
- 2. MOHD. SALAUDDIN S/O MOHD. NOORDDIN, R/O 12-2-822/4/1,**
AYODHYA NAGAR, MEHDI PATNAM, HYDERABAD, A.P. (OWNER
OF TRUCK NO. AP-13W-7606).
- 3. THE NEW INDIA ASURANCE CO. LTD., THROUGH ITS**
DIVISIONAL MANAGER, GURGAON. (INSURER OF TRUCK NO.
AP-13W-7606).

Present: Mr. Surender Deswal, Advocate for the appellants.

Mr. R.C. Kapoor, Advocate and
Mr. Vinod Gupta, Advocate for
New India Assurance Company Limited.

As agreed, as per statements of learned counsel for the appellants as well as counsel for the Insurance Company, separately recorded, a sum of Rs.2,00,000/- over and above the amount awarded by the Tribunal is allowed to the appellants in full and final settlement of the claim. Two months' time is allowed to the Insurance Company to deposit the amount with the MACT, Gurgaon, failing which, interest at the rate of 9% per annum shall follow on this amount till payment from the date of this order. The enhanced amount be paid to appellant No.1 through cheque or be deposited in her Bank Account.

The appeal is disposed of accordingly.

Copy of this order be supplied/sent to the counsel/parties.

(G.C. GARG)
PRESIDENT

(N.K. KAPOOR)
MEMBER

August 06, 2015