

508 FAO NO.4509 OF 2011

1. RAGHUBIR AGED 60 YEARS S/O SH. BHURIYA,
2. SMT. RAM RATI AGED 55 YEARS W/O RAGHUBIR, BOTH RESIDENTS
OF VILLAGE PATHRERI, POLICE STATION BILASPUR, DISTRICT
GURGAON.
V/S
1. SIDHU NATH YADAV S/O SH. RAM SURAT YADAV, R/O C-301,
DABUA COLONY, FARIDABAD (DRIVER OF OFFENDING TRUCK
NO.HR-38M 9589).
2. M/S HINDUSTAN MILAP TRANSPORT CARRIERS, 7TH MILE STONE,
CHIMBARPUR UP BORDER, OPPOSITE GURUDWARA GAZIABAD
(UP) THROUGH ITS AUTHORIZED PERSON/PROPRIETOR (OWNER
OF OFFENDING TRUCK NO.HR-38M 9589).
3. TATA AIG INSURANCE CO. LTD. NEW DELHI THROUGH ITS BRANCH
MANAGER, GURGAON (INSURER OF OFFENDING TRUCK NO.HR-
38M 9589).

Present: Mr. A.K. Yadav, Advocate
for the appellants.

Ms. Vandana Malhotra, Advocate
for the Ins. Co.

As agreed, as per statements of learned counsel for the appellants as well as counsel for the Insurance Company, separately recorded, a sum of ₹ 5,50,000/- 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 the appellants-claimants through cheque or be deposited in their 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**

December 01, 2015

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