

**IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH**

-.-

**F.A.O No.7226 of 2011 (O&M)
Decided on : February 23, 2015**

Om Parkash

... Appellant

Versus

Mukesh Kumar & Ors.

... Respondents

CORAM : HON'BLE MR.JUSTICE MAHAVIR S. CHAUHAN

Present : Mr. Manoj Dhiman, Advocate, for
Mr. Vishal Aggarwal, Advocate, for applicant-respondent No.3.

Mr. R.D.Yadav, Advocate, for non-applicant-appellant.

Mahavir S. Chauhan, J. (Oral)

C.M No. 3567 – CII of 2015

By way of this application, a prayer is made on behalf of respondent No.3 that the matter be disposed of in terms of compromise reached between this respondent and the appellants.

It is stated that under the compromise respondent No.3 (the insurer) has agreed to pay a sum of Rs.1,25,000/- to the appellant over and above what has been granted as compensation by the learned Tribunal. It is undertaken that the amount of compensation shall be paid by respondent No.3 to the appellant within three weeks from today, failing which the said respondent shall liable to pay interest on the enhanced amount @6% per annum from today till the date of payment or realisation of the said amount.

Learned counsel for the appellant accepts this offer and submits that he has no objection, if the appeal is disposed in terms of aforesaid terms.

In view of the above, C.M is allowed.

F.A.O No.7226 of 2011

F.A.O No. 7226 of 2011 is disposed of by enhancing the amount of compensation, as awarded by the learned Tribunal, to the extent agreed to be paid by the insurer, i.e., Rs.2,75,086/- plus Rs.1,25,000/- totaling Rs.4,00,086. The enhanced amount of compensation shall be paid by respondent No.3 within three weeks from today, failing which it shall carry interest @6% per annum to be calculated from today till realisation of the enhanced amount.

No costs.

February 23, 2015
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[Mahavir S. Chauhan]
Judge