

FAO No.4140 of 2014

Ramesh Chand Vs. Rakesh Kumar and ors.

Present: Mr.S.K.Verma, Advocate for the appellant.

Mr.Sanjeev Kodan, Advocate,
for respondent No.3 – Reliance Gen. Ins. Co. Ltd.

Mr.Vikas Mohan Gupta, Advocate, and
Mr.R.C.Kapoor, Advocate, with
Mr.Balwinder Singh, Regional Manager, and
Ms.Mamta Bansal, Deputy Manager,
United India Insurance Co. Ltd. - respondent No.5.

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There are two Insurance Companies i.e. Reliance General Insurance Company Limited – respondent No.3 and United India Insurance Company Limited – respondent No.5. As per finding of the MACT, liability of respondent No.3 – Reliance General Insurance Company Limited was held to the extent of 75% and that of respondent No.5 – United India Insurance Company Limited was held to the extent of 25% out of the total amount of compensation.

As agreed, as per statements of learned counsel for the appellant, learned counsel for respondent No.3 – Reliance General Insurance Company Limited and learned counsel and representatives of respondent No.5 – United Insurance Company Limited (separately recorded), a sum of ₹45,000/- (₹ Forty Five Thousand Only) over and above the amount awarded by the Tribunal is allowed to the appellant in full and final settlement of the claim in this appeal.

Accordingly, we dispose of this case with a direction to the Insurance Companies to deposit crossed – cheques of the amount of their respective shares in the name of the appellant – Ramesh Chand son of

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before 24.10.2017, in compliance of this order, failing which, interest @ 9% per annum shall follow on this amount till payment from the date of this order. The concerned Officer of the Lok Adalat Branch/Office shall issue proper receipt after receiving the cheques to learned counsel/representatives of the respondents – Insurance Companies. The appellant(s)' counsel/appellant(s) may collect the cheques from the office of the Lok Adalat.

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

(R.K.Nehru)
President

(Ram Chand Gupta)
Member

26.09.2017
P.Seth