

DDR

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BEFORE NATIONAL LOK ADALAT
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO. 211 OF 2012**

The New India Assurance Co. Ltd.

..Appellant
(Org. Insurer)

Vs.

Sajan Akhilesh @ Balesh Kumar Mishra
& anr.

..Respondents
(Org. Applicants.)

**WITH
CIVIL APPLICATION NO. 198 OF 2010
IN
FIRST APPEAL NO. 211 OF 2012**

The New India Assurance Co. Ltd.

.. Applicant

Vs.

Sajan Akhilesh @ Balesh Kumar Mishra
& anr.

..Respondents

Mr. D.S. Jani, i/by Mr. S.M. Dange, Advocate for the appellant.

Mr. A.M. Gokhale, Advocate for the respondent No.1.

**CORAM : M.S.KARNIK, J.
S.S. DESHMUKH (Retired DJ) &
A.N. MARE (Registrar)**

DATE : 9th DECEMBER, 2017.

P.C. :-

Both parties are present. They have submitted consent terms. The consent terms are taken on record and are marked as Exh.X for identification. They have settled the claim for Rs.6,55,000/- (Rupees six lacs fifty five thousand only) as full and final settlement of the claim. Out of the amount already deposited by the appellant, respondents are entitled to withdraw the amount of Rs.6,55,000/-. The appellant is entitled to withdraw balance amount with accrued interest. The statutory deposit be transferred to the Tribunal which appellant is entitled to withdraw. The appeal stands disposed of in terms of consent terms Exh.X along with application if any. The award stands modified accordingly. The Court fee be refunded as per rules.

(A.N. MARE)

(S.S. DESHMUKH)

(M.S.KARNIK,J.)