

Gurekam Singh and ors. Vs. Kultar Singh @ Tari and ors.

Present: Mr.Ashok Bector, Advocate for the appellants.

Mr.Ashish Yadav, Advocate, with
Mr.Yatin Sachdeva, A.O, and
Mr.Sumit Raval, A.O.,
Oriental Insurance Company Limited – respondent No.3.

None for proforma respondent No.4.

* * * *

As agreed, as per statements of learned counsel for the appellants and learned counsel for respondent No.3 - Insurance Company (separately recorded), a sum of ₹3,07,000/- (₹ Three Lac Seven Thousand Only) over and above the amount awarded by the Tribunal is allowed to the appellants in full and final settlement of the claim in this appeal. This is subject to all just exceptions available in favour of the respondent – Insurance Company. As per the statement of learned counsel for the appellants, out of the enhanced amount of ₹3,07,000/-, the share of appellant Nos.1 to 3 i.e. 3/4th of the total amount, which comes to ₹2,30,250/-, be paid to appellant No.2 – Gian Kaur w/o Som Nath.

Accordingly, the respondent - Insurance Company is directed to deposit a crossed-cheque for ₹2,30,250/- in the name of appellant No.2 – Gian Kaur w/o Som Nath with the office of the Lok Adalat of the High Court on or before 04.07.2018.

So far as the share of proforma respondent No.4 – Paramjit Kaur w/o late Iqbal Singh i.e. 1/4th of the enhanced amount of ₹3,07,000/-, which comes to ₹76,750/-, is concerned, the same is ordered to be deposited in MACT, Ropar, on or before 04.07.2018.

501

FAO No.5701 of 2014

-2-

Insurance Company is also directed to deposit the amount within the given period, 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 cheque to learned counsel/representative of the respondent – Insurance Company. The appellant(s)' counsel/appellant(s) may collect the cheque from the office of the Lok Adalat.

Appeal stands disposed of accordingly.

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

16.05.2018

P.seth

(Ram Chand Gupta)
Member