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FAO No.5844 of 2017

Balwan Singh Vs. Chhote Lal Yadav and ors.

Present: Mr.Rajender Singh Malik, Advocate for the appellant.

Mr.Ashwani Talwar, Advocate, with
Mr.Suryadeep Singh Thakur, Manager (Legal),
Reliance General Insurance Co. Ltd. – respondent No.3.

* * * *

Vide order dated 07.08.2018, on behalf of the appellant, proposal was made to enhance compensation by ₹2,00,000/- over and above the amount awarded by the MACT in full and final settlement of the claim in this appeal and the matter was adjourned for concurrence of the respondent - Insurance Company.

Today, learned counsel and representative of respondent No.3 – Insurance Company state that Company is agreeable to pay only an amount of ₹1,70,000/- and not ₹2,00,000/- over and above the amount awarded by the MACT. This counteroffer of ₹1,70,000/- has been accepted by learned counsel for the appellant, who has signed the statement.

Thus, as agreed, as per statements of learned counsel for the appellant, learned counsel and representative of the respondent - Insurance Company (separately recorded), a sum of ₹1,70,000/- (₹ One Lac Seventy 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 Company to deposit a crossed – cheque for ₹1,70,000/- in the name of the appellant – Balwan Singh son of Sh.Suraj Bhan with the office of the Lok Adalat of the High Court on or before 29.10.2018, 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 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.

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

24.09.2018
P.Seth

(R.C.Kathuria)
Member