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**FAO NO.3931 OF 2011
SMT. KAVITA & ORS. V/S JAGDISH & ORS.**

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Present: Mr. BS Bairagi, Advocate for the appellants.

Mr. Subhash Goyal, Advocate for ICICI Lombard Gen. Ins.
Co.-Respondent No.3.

Ms. Jaspreet Kaur, Advocate for
Mr. Ashish Yadav, Advocate for Oriental Ins. Co.-
Respondent No.5.

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As agreed, as per statements of learned counsel for the appellants as well as counsel for the Insurance Company, separately recorded, a sum of Rs.8,00,000/- (Rupees Eighty Thousand Only) over and above the amount already awarded by the Tribunal, is awarded to the appellants in full and final settlement of the claim. Learned counsel for the appellants further states that the enhanced amount be paid to all the appellants in the same ratio as has been apportioned by the learned tribunal i.e. out of the total amount of Rs.8,00,000/-, an amount of Rs.4,00,000/- to claimant No.1-Smt. Kavita Wd/o Sh. Amish Kumar, Rs.2,00,000/- to claimant No.2-Miss Nishika and Rs.1,00,000/- each to claimants 3 and 4, namely, Ram Dhari and Smt. Bimla Devi respectively.

Accordingly, we dispose of this case with a direction to the Insurance Company to issue four cheques in the sum of Rs.4.00 lac, Rs.2.00 lac, Rs.1.00 lac and Rs.1.00 lac. Out of these four cheques, three cheques amounting to Rs.4.00 lac, Rs.1.00 lac and Rs.1.00 lac favouring appellants 1, 3 & 4 respectively be deposited with the Office of the Lok Adalat of the High Court on or before 14.10.2019, and the cheque for Rs.2.00 lac favouring claimant No.2-Nishika shall be deposited with the learned MACT, Hisar on or before 14.10.2019 so as the said amount can be deposited in an F.D. in a Nationalized Bank as was done earlier by the learned tribunal and the said amount along

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with the interest shall be payable to appellant No.2 on attaining the age of 18 years.

Failing compliance of the order, interest @ 9% per annum shall follow on this amount till payment from the date of this order. The appellants' counsel may collect the cheques/drafts from the office of the Lok Adalat. The office shall retain the photocopy of the cheques/drafts bearing signatures of the Counsel.

Appeal stands disposed of.

Copy of this order be supplied/sent to the counsel/parties and file be consigned to record.

(G.C. GARG)
PRESIDENT

(N.K. KAPOOR)
MEMBER

September 09, 2019
NainaRajput