

Suresh Kumar and ors. Vs. Sanjay Kumar and ors.

Present: Mr.Ashwani Arora, Advocate for the appellants.

Ms.Vandana Malhotra, Advocate, with
Mr.Shashank S. Deochake, General Manager
Cholamandalam Ins. Co. Ltd. - respondent No.3.

* * * *

Vide order dated 22.02.2018, on behalf of the appellants, proposal was made to enhance compensation by ₹7,00,000/- 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 ₹6,55,000/- and not ₹7,00,000/- over and above the amount awarded by the MACT. This counter-offer of ₹6,55,000/- has been accepted by learned counsel for the appellants, who has signed the statement.

Thus, as agreed, as per statements of learned counsel for the appellants, learned counsel and representative of the respondent – Insurance Company (separately recorded), a sum of ₹6,55,000/- (₹ Six Lac Fifty Five 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. As per the statement of learned counsel for the appellants, the enhanced amount be paid to all the appellants in equal shares.

Accordingly, we dispose of this case with a direction to the Insurance Company to deposit crossed – cheques for ₹6,55,000/- in the

Daily Lok Adalat

Bench No.2.

505

FAO No.566 of 2014

-2-

respective names of all the appellants, in equal shares, with the office of the Lok Adalat of the High Court on or before 01.04.2019, 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/representative of the respondent – Insurance Company. 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

01.02.2019
P.Seth