

24.06.2021

SS

F.M.A.T. 254 of 2020

(Via Video Conference)

Kajila Bibi Sekh & ors.

Vs.

Cholamandalam MS General Insurance Co. Ltd. & anr.

Mr. Muktakesh Das

...For the Appellants/claimants

Mr. Debanjan Mukherjee

... For the respondents/Insurance Co.

It appears to this Court that the instant appeal has been filed out of statutory period. Being satisfied with the cause for delay in filing the instant appeal and since learned Counsel for the respondent/Insurance Company did not oppose, this Court condones the delay in filing the instant appeal and the instant appeal is taken up for hearing.

This appeal has been filed against the judgement and/or order/award dated August 29, 2019 passed by the learned Judge, Motor Accident Claims Tribunal Cum Additional District Judge, Fast Track 1st Court, Nadia at Krishnagar in M.A.C. Case No. 367 of 2014.

Mr. Muktakesh Das, learned Counsel appearing on behalf of the appellants/claimants submits that the matter has been settled with the Insurance Company at an enhanced amount of Rs.3,40,000/- by way of full and final settlement.

He further submits that he does not wish to pursue this appeal.

In the light of the above submission, the Insurance Company is directed to pay the settled amount of Rs.3,40,000/- to the claimants' bank accounts directly. The claimants are directed to provide their bank details along with proof of identity to the Insurance Company within a period of two weeks and upon receipt of the same, the Insurance Company is directed to deposit the settled amount, that is, Rs.3,40,000/- to the claimants' bank accounts in the same manner and proportion as per award within four weeks thereafter.

With the aforesaid directions, the instant appeal is disposed of.

There shall be no further order as to costs.

As a consequence thereof, the connected application, if any, stands disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties, upon compliance of all formalities, on priority basis.

(Shekhar B. Saraf, J.)