

FAO-1301 of 2016 (O&M)

Ajit Singh Vs. Davender and others

(Through Video Conferencing)

Present:- Mr. Gaurav Jindal, Advocate, for the appellant.

Mr. Rajbir Singh, Advocate
for respondent No. 3-Insurance Company-ICICI Lombard.

Ms. Swati Batra, Advocate
for respondent No. 6-Reliance General Insurance Company
Ltd.

CM-4228-CII-2016

Present application has been filed seeking condonation of delay of 194 days in filing the appeal.

As the accompanying appeal is being disposed of on the basis of settlement between the parties and is not being adjudicated on merit, no order is required to be passed in this application by the Lok Adalat.

FAO No. 1301 of 2016

Learned counsel appearing on behalf of the parties have already settled their dispute, as raised in this appeal and according to that settlement between the parties, respondent No. 3 states that a sum of Rs. 6,00,000/- is to be paid to the appellants-claimants over and above the amount already awarded by the Motor Accident Claims Tribunal, Bhiwani vide impugned Award dated 24.02.2015.

As per the settlement, out of the compensation of Rs. 6,00,000/- to be paid over and above the amount already awarded by the Tribunal, a sum of Rs. 4,50,000/- will be paid by the ICICI Lombard General Insurance Company Limited and the remaining amount of Rs. 1,50,000/- will be paid by the Reliance General Insurance Company Limited.

As the parties have already settled their dispute, the present appeal is disposed of with the direction that keeping in view the

agreement between the parties, the appellants-claimants be paid a sum of Rs. 6,00,000/- over and above the amount already awarded by the Motor Accident Claims Tribunal, Bhiwani in the proportion stated by the respective Insurance Company within a period of four weeks from today, failing which, the appellants-claimants will be entitled for interest @ 9% per annum on the amount of 6,00,000/- starting from today.

**(HARSIMRAN SINGH SETHI)
PRESIDENT**

**(VINOD SHARMA (BHARDWAJ))
MEMBER**

August 14, 2021
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