

**National Lok Adalat**

**519**

**FAO-6342-2017 (O&M)**

**IMRAN VS SUMER & OTHERS**

**Present :-** Mr. Ashish Gupta, Advocate for the appellant.

Mr. Varun Sharma, Advocate for  
Mr. Ashwani Talwar, Advocate with  
Mr. Rohit Chauhan, Manager (Legal) for Reliance General  
Insurance Company-respondent No.3.

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The matter is taken up through the medium of video conferencing.

A consent form has been received from the office of Mr. Ashish Gupta, Advocate, whereby both the parties have agreed for full and final settlement with the enhanced compensation at Rs.35,000/- (Rupees thirty five thousand only) over and above the amount awarded by the learned MACT, Nuh i.e. Rs.48,200/-.

The enhanced amount is to be credited to the account of the claimant within a period of four weeks from today. The claimant has undertaken to provide the bank details within two weeks enabling the respondent-Insurance Company to credit the amount through RTGS.

In case the appellant/claimant fails to provide the bank details for the purpose of transfer of amount so enhanced here-in-above, the insurance company will be at liberty to issue demand draft against the said amount.

It is further made clear that in case the insurance company fails to deposit the amount of enhanced compensation within the stipulated period of four weeks, it shall carry interest @9% per annum from the date it became due till the date of its realization.

A perusal of the award dated 17.01.2017, passed by the MACT, Nuh, it is evident that respondent No.3 has been bound down to make the payment of compensation at the first instance along with interest to the appellant and thereafter, respondent No.3 shall be entitled to recover the same along with interest from its insured i.e. respondent No.2 by filing an execution petition without filing any fresh suit for recovery. The parties will be bound by the aforesaid directions passed by the MACT, Nuh and in the aforesaid terms, the present appeal is disposed of.

A copy of this order be supplied to the respective counsel for the parties and file be returned to the High Court.

**(SANDEEP MOUDGIL)**  
**PRESIDENT**

**(RAKESH NEHRA)**  
**MEMBER**

**December 11<sup>th</sup>, 2021**  
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