

BEFORE THE NATIONAL LOK ADALAT,
PUNJAB AND HARYANA HIGH COURT AT CHANDIGARH

546 FAO-7062-2018 (O&M)

**Banwari Lal and another
Vs
Vicky and others**

Present: Mr. Ashok Kumar Sharma, Advocate
for the appellant/claimants

Mr. Abhimanyu Batra, Advocate
for respondent No.3-Insurance Company

(Through Video Conferencing)

This is an appeal filed by the claimants for enhancement against the award passed by the learned Motor Accident Claims Tribunal, Hisar vide which an amount of Rs.6,78,000/- along with interest @ 7.5% p.a. from the date of filing of the petition till the actual realization.

It has been brought to the notice of this Court that the matter has been compromised. The statements of Shri Banwari Lal and Smt. Birma Devi duly attested by Shri Ashok Kumar Sharma, Advocate for the appellants/claimants. The same is reproduced herein below:-

*“Statement of Banwari Lal & Birma Devi,
appellant/applicants.*

*We are prepared to accept Rs.6,50,000/-
(Rs.Six Lakhs Fifty Thousand Only) over and above the
amount already awarded by the MACT. This would be in
full and final satisfaction of the claim of the appellant(s)
in the appeal.*

RO & AC

Signatures: sd/- Banwari Lal & Birma Devi

Place: Chandigarh

Dated: ”.

A perusal of the above statement would show that the claimants as well as the Insurance Company has compromised the matter by stating that a compensation of ₹ 6,50,000/- over and above the amount already awarded by the learned Motor Accident Claims Tribunal, Hisar, will be paid by the Insurance Company to the appellants/claimants.

Mr. Abhimanyu Batra, Advocate for respondent No.3-Insurance Company who is present in the proceedings through Video Conferencing has specifically stated that he has instructions from his clients that the matter has been compromised and the respondent-Insurance Company is ready to pay an enhanced amount of compensation to the tune of ₹ 6,50,000/- over and above the amount already awarded by the learned Motor Accident Claims Tribunal, Hisar within a period of 4 weeks from today, failing which the interest @ 9% p.a. shall follow from the date of the settlement before the Lok Adalat till the date of payment.

In view of the above, we are of the opinion that the compromise is genuine and *bona fide* and in the best interest of the claimants as well as all the parties concerned.

Accordingly, the appeal is disposed of as having been compromised and the compromise shall be treated as part and parcel of the award, and the order of the learned Motor Accident Claims Tribunal, Hisar,

stands modified in terms of the said compromise. The parties will be bound by the said compromise.

The concerned officer of the Lok Adalat Branch/Office shall issue proper receipt after receiving the Cheque/Demand Draft to learned counsel/representative of the respondent-Insurance Company. The appellant (s) counsel/appellant(s) may collect the cheque from the office of the Lok Adalat.

**(VIKAS BAHL)
PRESIDENT**

**(AMIT JAIN)
MEMBER**

July 10, 2021.
jitesh (jts)