

25.04.2022
SL No. 16
Court No. 21
Sk & ali

FMAT 308 of 2020
IA No. CAN/1/2021, CAN/2/2021
United India Insurance Co. Ltd.

VS
Hemala Bibi & Ors.

Mr. Parimal Kumar Pahari
...for the appellant.
Mr. Saidur Rahaman
...for the respondents/claimants 1 to 6.

Parties are represented by their respective
advocates.

Learned advocate appearing for the Insurance
Company submits that the Insurance Company
does not want to proceed with the present appeal and
prays necessary order may be passed.

He further submits that the Insurance
Company may be permitted to withdraw a sum of Rs.
25,000/- which it has deposited with the learned
Registrar General, High Court, Calcutta.

No objection is raised by the learned advocate
for the respondent.

Since the appellant is not interested to proceed
with the present case, the appeal stand dismissed for
non-prosecution.

Accordingly, FMAT 308 of 2020 is dismissed for
non-prosecution.

The connected application being CAN 1 of 2021
and CAN 2 of 2021 are also disposed of.

The interim order, if any, stands discharged.

The Insurance Company is at liberty to withdraw a sum of Rs. 25,000/- lying in deposit with the Registrar General is requested to do the needful.

There will be, however, no order as to costs.

Parties are to act on the server copy of this order duly downloaded from the official website of this Court.

(Kesang Doma Bhutia, J.)