

IN THE HIGH COURT OF ORISSA AT CUTTACK
FAO No.494 of 2017

***The Divisional Manager, National
Insurance Company Ltd.***

....

Appellant

Mr. Subrat Satpathy, Advocate

-versus-

Sk. Razak and Another

....

Respondents

Mr. R.P. Bhagat, Counsel for Respondent No.1

CORAM:
SHRI JUSTICE B. P. ROUTRAY

ORDER
04.11.2022

Order No.

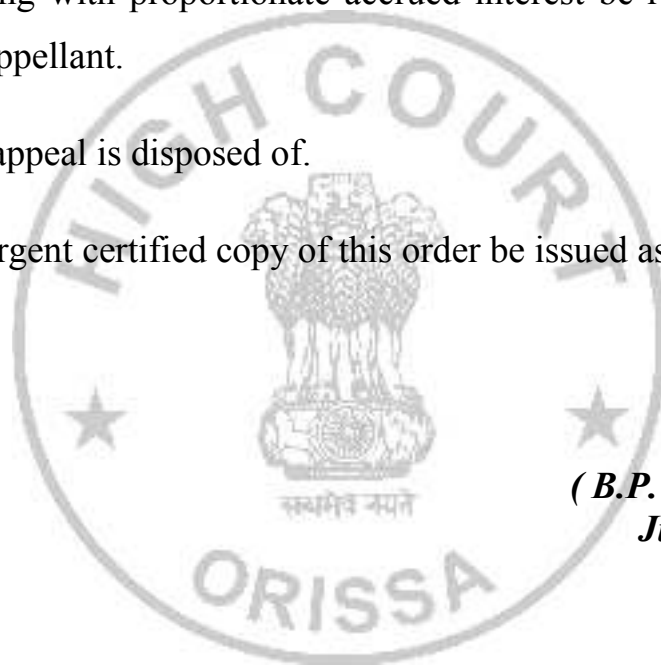
06. 1. The matter is taken through hybrid mode.
2. Heard Mr. S. Satpathy, learned counsel for the Appellant – insurer and Mr. R.P. Bhagat, learned counsel for claimant – Respondent No.1.
3. Present appeal is directed against the impugned award dated 31st October, 2017 passed by the learned Commissioner for Employee's Compensation-cum-Assistant Labour Commissioner, Cuttack in E.C. Case No.13-D of 2012, wherein compensation to the tune of Rs.6,30,634/- has been awarded on account of injuries sustained by the injured-claimant arising out of and in course of his employment as helper in the truck bearing registration number OR 04D 1264.
4. Upon hearing both parties and considering all such grounds advanced, a consolidated sum of Rs.5,50,000/- is proposed to the parties. This is agreed by Mr. Bhagat, learned counsel for the claimant

– injured and Mr. Satpathy, learned counsel for the insurer leaves it to the discretion of the court. Accordingly the compensation is fixed to the said extent.

5. Since the entire compensation amount has already been deposited before the learned Commissioner, out of the same a consolidated sum of Rs.5,50,000/- (five lakh fifty thousand) along with accrued interest thereof be disbursed in favour of the claimant – Respondent No.1 within a period of two months from today. The rest amount along with proportionate accrued interest be refunded to the insurer – Appellant.

6. The appeal is disposed of.

7. An urgent certified copy of this order be issued as per rules.



(B.P. Routray)
Judge