

IN THE HIGH COURT OF ORISSA AT CUTTACK
FAO No.226 of 2022

Regional Manager, T.P. Hub, M/s.
Oriental Insurance Company Ltd.

....

Appellant

Mr. P.K. Mahali, Advocate

-versus-

Niasi Behera and Others

....

Respondents

Mr. P.K. Mishra, counsel for Respondents 1&2

CORAM:
SHRI JUSTICE B. P. ROUTRAY

ORDER
25.7.2022

Order No.

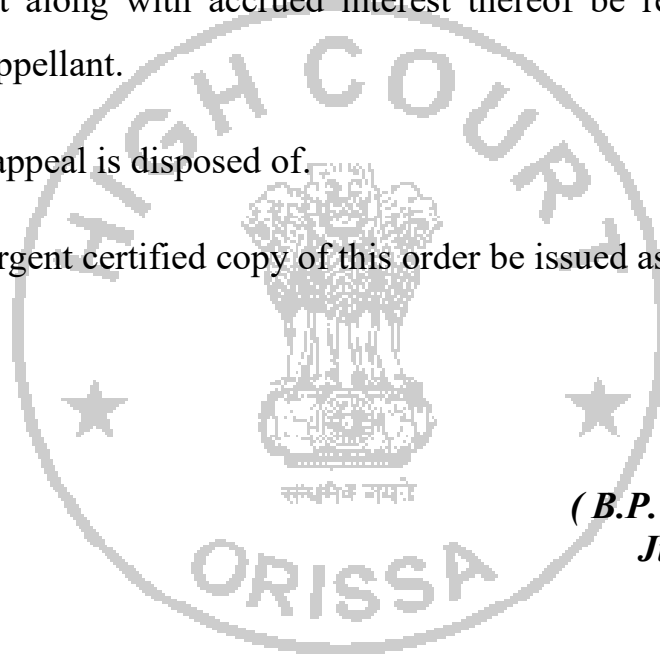
- 02.
1. The matter is taken up through hybrid mode.
 2. Heard Mr. P.K. Mahali, learned counsel for the insurer-Appellant and Mr. P.K. Mishra, learned counsel for claimant – Respondent No.2.
 3. Present appeal by the insurer is directed against the award dated 30th March, 2022 passed by the learned Commissioner for Employee's Compensation-cum-Joint Labour Commissioner, Cuttack in E.C. Case No.162 of 2020 wherein compensation to the tune of Rs.12,75,529/- including interest has been awarded on account of death of the deceased Basant Kumar Behera arising out of and in course of his employment as driver of the Truck bearing registration number OD-33-C-6240.
 4. Upon hearing both parties and considering the grounds of challenge, a reduced compensation of Rs.9,50,000/- consolidated is

proposed to the parties. This is agreed by Mr. Mishra, learned counsel for the claimant – RespondentS and Mr. Mahali leaves it to the discretion of the Court. As such the amount 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.9,50,000/- (nine lakh fifty thousand) along with accrued interest thereof be disbursed in favour of the claimant – Respondent Nos.1 & 2 within a period of two months from today. The rest amount along with accrued interest thereof 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