

IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.269 of 2022

***Divisional Manager,
M/s.New India Assurance Co. Ltd.***

....

Appellant

Mr.P.Sinha, Advocate

-versus-

Chandramani Nayak and another

....

Respondents

Mr.P.K.Mahali, Advocate for Respondent No.1

**CORAM:
JUSTICE B. P. ROUTRAY**

**ORDER
16.09.2022**

Order No.

3.

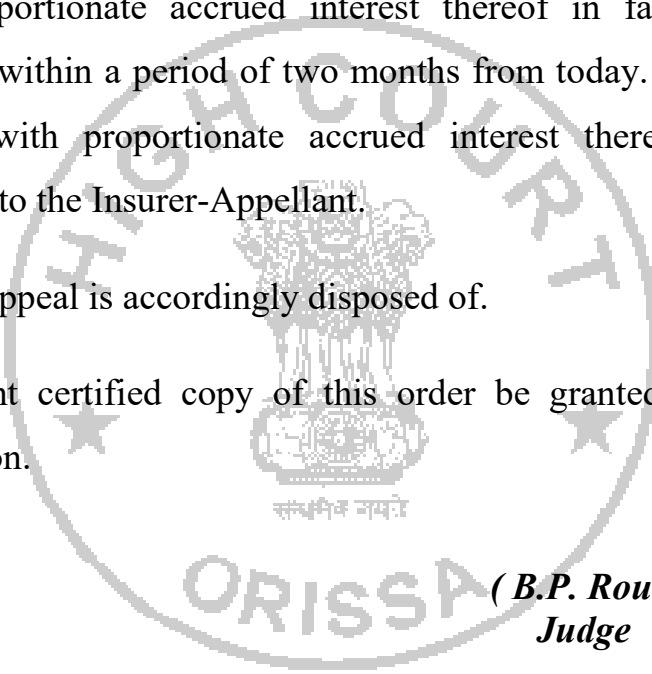
1. The matter is taken up through Hybrid mode.
2. Heard Mr.Sinha learned counsel for the Insurer-Appellant and Mr.Pattnaik, learned counsel for the claimant-Respondent No.1.
3. Present appeal by the Insurer is directed against impugned judgment/award dated 12th April, 2022 passed by the Commissioner for Employee's Compensation-Cum-Joint Labour Commissioner, Cuttack in E.C.Case No.30-D/2011, wherein compensation to the tune of Rs.15,05,384/- has been granted along with interest on account of death of the deceased in course of his employment as a helper of a bus bearing registration no.OR-05-AG-2985.
4. Having heard both parties and considering the grounds of challenge advanced, a reduced compensation of Rs.8,50,000/- consolidated is proposed to the parties in course of hearing. The

same is agreed by Mr.Pattnaik, learned counsel for the claimant-Respondent No.1. Mr.Sinha, learned counsel for the Insurer leaves it to the discretion of the Court. Accordingly, the amount is reduced to said extent.

5. Since the entire award amount has been deposited before the Commissioner for Employee's Compensation-Cum-Joint Labour Commissioner, Cuttack, he is directed to disburse the modified consolidated amount of Rs.8,50,000/- (Eight lakhs fifty thousand) with proportionate accrued interest thereof in favour of the claimant within a period of two months from today. The balance amount with proportionate accrued interest thereof shall be refunded to the Insurer-Appellant.

6. The appeal is accordingly disposed of.

7. Urgent certified copy of this order be granted on proper application.

The seal of the Orissa High Court is a circular emblem. It features the Ashoka Lion Capital in the center, with the words 'HIGHER COURT' at the top and 'ORISSA' at the bottom. Below the lion capital is the Sanskrit motto 'सत्यमेव जयते'. Two stars are positioned on either side of the central emblem.
(**B.P. Routray**)
Judge