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FAO-2335-2019

PREM KAUR V/S KARNAIL SINGH AND OTHERS

Present: Mr.Ruhani Chadha, Advocate for the appellant.

Mr.Satpal Dhamija, Advocate, and
Mr.Manmohan, Advocate, for
Mr.Suman Jain, Advocate, with
Ms.Pushpa Bhardwaj, Manager, and
Mr.Vishal Malhotra, A.O.,
New India Assurance Company Limited.

* * * *

Vide order dated 01.12.2022, on behalf of the appellant, proposal was made to enhance compensation by ₹3,22,000/- over and above the amount awarded by the MACT in full and final settlement of the claim in this appeal and the matter was adjourned for concurrence of the respondent - Insurance Company.

Today, learned counsel for respondent No.3-Insurance Company states that Company is agreeable to pay only an amount of ₹2,50,000/- and not ₹3,22,000/- over and above the amount awarded by the MACT. This counter-offer of ₹2,50,000/- has been accepted by learned counsel for the appellant, who has signed the statement.

Thus, as agreed, as per statements of learned counsel for the appellant, learned counsel and representatives of the respondent - Insurance Company (separately recorded), a sum of ₹2,50,000/- (₹ Two Lakh Fifty Thousand Only) over and above the amount awarded by the Tribunal is allowed to the appellant in full and final settlement of the claim in this appeal.

Accordingly, we dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque for ₹2,50,000/- in the

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name of the appellant - Prem Kaur widow of Surjit Singh with the office of the Lok Adalat of the High Court on or before 12.01.2023, in compliance of this order, failing which, interest @ 9% per annum shall follow on this amount from the date of this order till payment. The concerned Officer of the Lok Adalat Branch/Office shall issue proper receipt after receiving the cheque 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.

Copy of the order be supplied/sent to the counsel/parties and file be returned to the Hon'ble High Court.

(R.K.Nehru)
President

(Ram Chand Gupta)
Member

08.12.2022
P.Seth