

JAI PARKASH V/S SATISH KUMAR AND ORS.

Present: Mr.J.P.Sharma, Advocate for the appellant.

Mr.Sandeep Suri, Advocate and
Mr.Paul S. Saini, Advocate, with
Mr.Gopal Krishan, Deputy Manager, and
Ms.Anamika Joshi, A.M.
National Insurance Company Limited.

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The matter has been again discussed. Though learned counsel for the appellant had offered to settle the matter for ₹4,00,000/- as is clear from the order dated 11.12.2021, however, the respondent - Insurance Company is not ready to settle the matter for this amount on the plea that the amount claimed is not justified. We have also gone through the record and considered the entire matter again. Insurance Company has offered ₹2,00,000/- over and above the amount of compensation already awarded by the MACT, which seems to be reasonable on the facts and circumstances of the case. Learned counsel for the appellant has also agreed to settle the matter for the said amount.

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 ₹2,00,000/- (₹ Two Lac 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 ₹2,00,000/- in the name of the appellant – Jai Parkash son of Sher Singh with the office of the Lok Adalat of the High Court on or before 04.07.2022, in compliance of this

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order, failing which, interest @ 9% per annum shall follow on this amount till payment from the date of this order. 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

09.05.2022
P.Seth