

Bimonthly Lok Adalat
512

SHEELA DEVI AND ORS. VS JAI PAL AND ORS.

Present: Mr. Munish Raj Chaudhary, Advocate
for the appellants.

Mr. Sandeep Suri, Advocate with
Mr. Vipul Sharma, Advocate for
Mr. Paul S. Saini, Advocate,
Mr. Sunil Aggarwal, Manager,
Mr. Gopal Krishan, Deputy Manager and
Ms. Anamika Joshi, Assistant Manager
for respondent-Insurance Company.

The above appeal has been filed by appellants (claimants), seeking modification of the impugned award dated 13.03.2008 in MACT case No.43 dated 09.08.2005 passed by Motor Accident Claim Tribunal, Hoshiarpur, as the compensation amount of Rs.2,47,000/- awarded to them by the Tribunal is on lower side, who have prayed for enhancement of the same.

This appeal is taken up in the Lok Adalat to explore the possibility of settlement between the contesting parties.

During the proceedings, the parties have arrived at an agreement and as per statements of learned counsel for the appellant, learned counsel and representative of the respondent— Insurance Company (separately recorded), a sum of Rs.3,75,000/- over and above the amount awarded by the Tribunal is allowed to the appellant No.2 in full and final settlement of the claim in this appeal. Learned counsel

for the appellants on instructions states that appellant Nos.1 and 3 have no objection, if, the enhanced amount of compensation is paid entirely to co-appellant No.2.

Accordingly, we dispose off this case with a direction to the Insurance Company to deposit a crossed-cheque for Rs.3,75,000/- in the name of appellant No.2 with the office of the Lok Adalat of the High Court within forty five days, in compliance of this 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.

(MANOJ BAJAJ)
PRESIDENT

(BALTEJ SINGH)
MEMBER

April 23, 2022
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