

FAO-955-2010 (O&M)

MEENA RANI AND ORS. V/S PIRTHI SINGH AND ORS.

Present: Mr. G.S. Nahel, Advocate
for the appellants.

Mr. I.S. Brar, Advocate for respondent No.1

Mr. Punit Jain, Advocate and
Mr. Lalit Garg, Advocate with
Ms. Pushpa Bhardwaj, Manager and
Mr. Vishal Malhotra, AO
for New India Assurance Co. Ltd.-respondent No.3.

In the backdrop of the settlement between the parties, the Insurance Company has not opposed the condonation of delay of 22 days in filing the present appeal at any juncture and as such, in view of the settlement that has been arrived between the parties, the delay in filing the appeal is condoned.

On 28.07.2022, on behalf of the appellants statement (separately recorded), was made by learned counsel for the appellants to accept Rs.4,00,000/- (Rupees Four Lakhs only) more, over and above, the amount awarded by the MACT concerned, in full and final settlement of the claim in this appeal. As per his instructions, the entire amount be paid to remaining claimants-appellant as per the award, before the learned MACT, Sangrur. Today, on behalf of the Insurance Company concurrence has been given to this effect.

Learned counsel for the appellant has apprised this Forum that the appellant No.4- Maya Devi has since expired and her share be disbursed among the remaining appellants-claimants. The statement of Mr. Gopal Singh Nahel, learned counsel for the appellants has been recorded in this regard.

Learned counsel for the Insurance Company agrees to deposit the settled amount before the concerned Executive Court/MACT, Sangrur.

Accordingly, Rs.4,00,000/- (Rupees Four lakhs only) is allowed over and above the compensation already awarded by the MACT

We dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque in the sum of Rs.4,00,000/- (Rupees Four Lakhs only) in the name of the remaining appellant-claimants (as per award) before the learned MACT on or before 15.09.2022 failing which the amount will carry 9% interest p.a. from the date of this order till the cheque is deposited with the learned MACT.

(J.C. Verma)
President

(Arvind Kumar)
Member

04.08.2022