

FAO-7371 OF 2016

507

RAM NIWAS VS. ABDUL MAZID AND ORS.

Present: Mr. Shalender Mohan, Advocate
for the appellant.

Mr. Satpal Dhamija, Advocate with
Mr. Vishal Malhotra, Administrative Officer,
Ms. Pushpa Bhardwaj, Manager for
Respondent No.3-New India Assurance Company Ltd.

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AWARD OF LOK ADALAT BENCH NO.5

Learned counsel for both the parties have submitted that in the Civil Miscellaneous No.25260 of 2016, the Hon'ble High Court condoned the delay of 295 days in re-filing the appeal without any condition that the interest over the delayed period would not be granted. This aspect therefore has been considered while settling the claim.

As per statements of learned counsel for the appellant and learned counsel for the Insurance Company, recorded separately, a sum of Rs.5,25,000/- (Rupees Five Lacs and Twenty Five Thousand Only), over and above the amount already awarded by the Tribunal, is awarded to the appellant and the enhanced amount be paid to appellant-Ram Niwas in full & final satisfaction of the claim.

Accordingly, this award is made with the direction to the Insurance Company to deposit the enhanced amount of Rs.5,25,000/- (Rupees Five Lacs and Twenty Five Thousand Only) by cheque/draft, in favour of appellant-Ram Niwas with the Office of the Lok Adalat of the High Court on or before 10.11.2022. Failing compliance of the order, interest @ 9% per annum shall follow on this amount till payment from the date of this order. The appellant's counsel may collect the cheque/draft from the office of the Lok Adalat. The office shall retain the photocopies of the cheque/draft bearing signatures of the Counsel.

Appeal stands disposed of.

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Copy of this order be supplied/sent to the
counsel/parties and file be consigned to the record room.

(R.P. Nagrath)
PRESIDENT

(B.S. Sidhu)
MEMBER

September 29, 2022
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