

NATIONAL LOK ADALAT

592 FAO-558-2018 (O&M)

DINESH KUMAR VS AZAD KUMAR & ANR.

Present: Mr. Parveen Sharma, Advocate
 for the appellant.

 Mr. Harbhajan Singh, Asstt. Manager,
 for RespondentNo.2-Magma HDI General Insurance Co.
 Ltd.

CM No.1692-CII of 2018

 This is an application under Section 5 of the Limitation Act,
for condonation of delay of 476 days in filing the appeal.

 Heard. For the reasons stated in the application and in view
of the no objection by the opposite counsel, the same is allowed and the
delay of 476 days in filing the appeal is condoned.

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 A consent form has been received from the office
of Mr. Harbhajan Singh, Asstt. Manager, Magma HDI General Insurance
Co. Ltd., whereby both the parties have agreed for full and final
settlement with the enhanced compensation at Rs.50,000/- (Rupees Fifty
thousand only) over and above the amount already awarded by the
learned MACT, Karnal, i.e., Rs.44,300/-.

 The enhanced amount is to be credited to the account of the
claimants within a period of four weeks from today. The claimant has
undertaken to provide the bank details enabling the respondent-
Insurance Company to credit the amount through RTGS within a week.

 In case the appellant/claimant fails to provide the bank
details for the purpose of transfer of amount so enhanced here-in-above,
the insurance company will be at liberty to issue demand draft against
the said amount.

 It is further made clear that in case the insurance company
fails to deposit the amount of enhanced compensation within the
stipulated period of four weeks, it shall carry interest @9% per annum
from the date it became due till the date of its realization.

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The present appeal is disposed of in the aforesaid terms.

A copy of this order be supplied to the respective counsel for the parties and file be returned to the High Court.

(SANDEEP MOUDGIL)
PRESIDENT

13th August, 2022
simranjeet singh

(JAI VIR YADAV)
MEMBER