

FAO-4937-2015 (O&M)

GEETA DEVI V/S RAMESH KUMAR AND ORS.

Present:- Mr. Puneet Sharma, Advocate
for the appellant.

Mr. Nigam Kumar Bhardwaj, Advocate with
Mr. Amit Vyas, Manager
for respondent No.3-Shri Ram Gen. Ins. Co.

In the backdrop of the settlement between the parties, the Insurance Company has not opposed the condonation of delay of 230 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.

Vide order dated 01.06.2022 on the basis of the statement made by learned counsel for the appellant a proposal was made for enhancing compensation by Rs.11,00,000/- over and above the amount already granted by the MACT concerned. The counsel for the parties has apprised that on that date due to inadvertently the amount already been awarded by learned MACT was not deducted from the said proposal of Rs. 11,00,000/-. Today, learned counsel for the Insurance Company has stated that the Insurance Company has agreed to enhance the compensation only by Rs.5,05,000/- and has signed to that effect. Learned counsel for the appellant has agreed to this counter offer of the respondent-Insurance Company.

We dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque in the sum of Rs.5,05,000/- (Rupees Five Lakhs Five Thousand Only) in the name of the appellant-Geeta Devi with the office of the Lok Adalat of the High Court 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 office of the Lok Adalat. The appellant's counsel/appellant may collect the cheque from the office of the Lok Adalat.

Copy of the order/statement be supplied /sent to the counsel/parties and file be returned to the High Court.

(J.C. Verma)
President

(Arvind Kumar)
Member