

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BEFORE THE NATIONAL LOK ADALAT
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 1616 OF 2016

Smt. Ranjana Sudhakar Ambekar An Ors ...Appellants

Versus

Mr. Popat Kacharu Sangle And Anr. ...Respondents

Mr. Sarfaraj J. Shaikh i/b. Mr. Sachin S. Gite, *for the Appellant.*
Ms. Seema S. Dighe h/f. Sachin Raje, *for Respondent No.2 oriental Insurance Company.*

CORAM : RAJESH S. PATIL, J.
(HEAD OF THE PANEL)

V.V. KATHARE
REGISTRAR (VIGILANCE-II)
MEMBER

D.V. KUTE,
DEPUTY REGISTRAR
MEMBER

DATED : 9 DECEMBER 2023

P.C.:

1. Appellants as well as Respondent No.2 have entered into the consent terms dated 9 December 2023. The consent terms signed by these parties is taken on record and is marked "X" for identification. Mr.Shaikh and Ms.Dighe, the learned counsel state that the parties have

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3. The Respondent no 2, Insurer has deposited Original Award of Rs. 2,02,000/- with interest. Total amount deposited is Rs. 221595/-

4. During the pendency of the aforesaid Appeal, the Appellants and the Respondent Nos.2 had meetings for negotiations and settlement of dispute once for all wherein the parties have reached an amicable settlement out of the court.

5. Respondent no 1 is an Insured and formal party to petition.

6. The Appellant Nos. 1 and 2 agree to accept balance compensation amount of Rs. 3,00,000/- towards full & final settlement of their claim arising from the Award under challenge excluding amount already paid.

7. The Respondent no 2 shall deposit amount of Rs. 3,00,000/- before the learned Motor Accident Claims Tribunal Nashik within a period of 8 weeks from today. The said amounts, on realization, shall be disbursed by MACT Nashik to the Appellant Nos.1 and 2 in the same proportion as mentioned in the impugned Judgment and Award under challenge.

8. In view of the above, the impugned Judgment and Award dated 1st Apr 2016, passed by Motor Accident Claims Tribunal Nashik in M.A.C.P. No.232 of 2015 stands modified and the claim of the original Claimants stands fully satisfied.

11. As well as the aforesaid First Appeal with Civil Applications therein filed by the present Appellants stands disposed off in terms of the present Consent Terms. Decree/Award to be drawn up accordingly.

High Court, Mumbai. This 9th day Dec 2023

Cont....3

[Signature]

[Signature]

[Signature]

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Ranjana Ambekar

Appellant No 1 Ranjana Ambekar

For The Oriental Insurance Co Ltd
H/O B. Munshi T.P. H/O

Dependra P. Awad
Asst. Manager

Sudhakar Ambekar

Appellant No 2 Sudhakar Ambekar

Respondent no 2

(The Oriental Insurance
Company Ltd)

Shaithe

Identified by me,

Explained, Interpreted & Identified by me,

Shaithe

Advocate for Appl. Nos.1 to 5
for. Adv. Sachin S. Chite

Advocate for Respondent No 2

2 Both the learned counsel state that all the signatories are
also present in Court and identify their respective clients.

3 Appeal stands disposed in terms of the consent terms dated
9 December 2023. All statements are accepted as an undertaking to this
Court. All undertakings are also accepted. Refund of Court Fees as per
rules.

4 All parties to act on the authenticated copy of this order.

5 Civil application/interim application, if any, are also
disposed off.

(D.V. KUTE)
Deputy Registrar
& Member

(V.V. KATHARE)
Registrar (Vigilance-II)
& Member

(RAJESH S. PATIL, J.)
Head of the Panel