

SMT. PARBHAWATI DEVI & ORS. V/S NAND LAL YADAV & ORS.

Present: Mr.R.A.Yadav, Advocate,
for the appellants.

Mr.Lalit Garg, Advocate, with
Mr.Aseem Aggarwal, Advocate, with
Mr.Sumeet Raval, Assistant Manager, and
Mr.Yatin Sachdeva, Assistant Manager,
Oriental Insurance Company Limited.

* * * *

As agreed, as per statements of learned counsel for the appellants and learned counsel for the Insurance Company (separately recorded), a sum of ₹5,75,000/- (₹ Five Lakh Seventy Five Thousand Only) over and above the amount awarded by the Tribunal is allowed to the appellants in full and final settlement of the claim in this appeal. As per the statement of learned counsel for the appellants, the enhanced amount be paid to appellant No.1 - Smt.Parbhawati Devi widow of Shri Hari Darshan.

Accordingly, we dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque for ₹5,75,000/- in the name of appellant No.1 - Smt.Parbhawati Devi widow of Shri Hari Darshan with the office of the Lok Adalat of the High Court on or before 27.09.2023, in compliance of this order, failing which, interest @ 9% per annum shall follow on this amount from the date of this order till payment. The concerned Officer of the Lok Adalat Branch/Office shall issue proper receipt after receiving the cheque to learned counsel/representative of the respondent-Insurance Company. The appellant(s)' counsel/appellant(s) may collect the cheque from the office of the Lok Adalat.

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FAO-1599-2004

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It is clarified that this FAO is of the year 2004 i.e. FAO No.1599 of 2004. However, inadvertently, Registry has mentioned the same as FAO No.1599 of 2009, on the plea that it was a burnt case and at the time of reconstruction, this mistake has taken place. However, there is only one appeal i.e. FAO No.1599 of 2004. The same is disposed of vide this order.

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

(R.K.Nehru)
President

(Ram Chand Gupta)
Member

16.08.2023

P.Seth