

FAO-4765-2022 (O&M)

Neeraj Vs. Rajesh Kumar and others

Present:- Mr. Prashant Singh Chauhan, Advocate
for the appellant.

Mr. Rajneesh Malhotra, Advocate
for respondent No.3-Bharti AXA Gen. Ins. Co. Ltd..

In the backdrop of settlement between the parties, the Insurance Company has not opposed the condonation of delay of 87 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.

As agreed, as per statement of the representatives of the Insurance Company and counsel for the appellant, (separately recorded today), a sum of Rs.1,00,000/- (Rupees One Lakh only) more, over and above, the amount awarded by the Tribunal is allowed to the appellant, in full and final settlement of the claim in this appeal. As per the statement of learned counsel for the appellant the enhanced amount would be paid to the appellant.

We dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque in the sum of Rs.1,00,000/- (Rupees One Lakh only) in the name of appellant with the office of the Lok Adalat of the High Court on or before 02.06.2023 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**

28.04.2023
Atul

**(ARVIND KUMAR)
MEMBER**