

KIRANJIT KAUR AND ORS V/S SURJIT SINGH AND ORS

Present: Mr.P.K.S.Phoolka, Advocate,
for appellant Nos.1 and 2.

None for appellant No.3.

Mr.Satpal Dhamija, Advocate, with
Ms.Pushpa Bhardwaj, Manager, and
Mr.Vishal Malhotra, Assistant Manager,
New India Assurance Company Limited.

* * * *

Present appeal has been filed by three appellants, who are daughter and two sons of deceased-Harbans Singh. Appellant No.1 is daughter of deceased. Appellant No.2 is mentally retarded son of deceased and appeal has been filed through his sister i.e. appellant No.1-Kiranjit Kaur. On 02.09.2023, notices were ordered to be issued to all the three appellants. On behalf of appellant Nos.1 and 2, learned counsel appeared. However, notice issued to appellant No.3 received back unserved with the report that he has refused to accept the notice. Today also, none has appeared for appellant No.3.

The matter has been discussed. As agreed, as per statements of learned counsel for appellant Nos.1 and 2, learned counsel and representatives of the Insurance Company (separately recorded), a sum of ₹50,000/- (₹ Fifty 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 appellant Nos.1 and 2, the enhanced amount be paid to appellant No.1 - Kiranjit Kaur daughter of Harbans Singh.

Daily Lok Adalat

Bench No.2.

504

FAO-646-2015

-2-

Accordingly, we dispose of this case with a direction to the Insurance Company to deposit a crossed-cheque for ₹50,000/- in the name of appellant No.1 - Kiranjit Kaur daughter of Harbans Singh with the office of the Lok Adalat of the High Court on or before 16.11.2023, 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.

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

05.10.2023

P.Seth