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FAO-1345-2017 (O&M)

VED PAL AND ANR V/S RAM NIWAS AND OTHERS

Present: Mr.Ravinder Bangar, Advocate,
for the appellants.

Mr.Sachin Ohri, Advocate,
for respondent No.3 – Reliance Gen. Ins. Co. Ltd.

Mr.Punit Jain, Advocate,
for respondent No.4 – United India Ins. Co. Ltd.

* * * *

Vide order dated 24.04.2023, on behalf of the appellants, proposal was made to enhance compensation by ₹3,00,000/- over and above the amount awarded by the MACT in full and final settlement of the claim in this appeal and the matter was adjourned for concurrence of respondent No.3 - Insurance Company.

Today, learned counsel for respondent No.3-Insurance Company states that Company is agreeable to pay only an amount of ₹1,50,000/- and not ₹3,00,000/- over and above the amount awarded by the MACT. This counter-offer of ₹1,50,000/- has been accepted by learned counsel for the appellants, who has signed the statement.

Thus, as agreed, as per statements of learned counsel for the appellants and learned counsel for respondent No.3-Insurance Company (separately recorded), a sum of ₹1,50,000/- (₹ One Lakh 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 the appellants, the enhanced amount be paid to appellant Nos.1 and 2 in equal shares.

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Accordingly, we dispose of this case with a direction to the Insurance Company to deposit two crossed-cheques in the sum of ₹1,50,000/- in the respective names of appellant Nos.1 and 2 in equal shares with the office of the Lok Adalat of the High Court on or before 14.07.2023, 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 cheques to learned counsel/representative of the respondent-Insurance Company. The appellant(s)' counsel/appellant(s) may collect the cheques 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

26.05.2023

P.Seth