

**CM No.11144-CII OF 2021 AND
CM NO.11145-CII OF 2021 IN/AND
FAO NO.2225 OF 2021 (O&M)**

509

SMT. PREM & ANR. V/S SUMER SINGH & ORS.

Present: Mr. Manoj Kumar Sharma, Advocate
for the appellants.

Mr. Paul S. Saini, Advocate with
Ms. Pushpa Bhardwaj, Manager and
Mr. Vishal Malhotra, Admn. Officer,
New India Ass. Co.

* * * *

CM No.11144-CII OF 2021

This is an application under Section 151 CPC for
condonation of delay of 125 days in re-filing the appeal.

Heard. For the reasons stated in the application
and in view of the no objection by the opposite counsel, the
same is allowed and the delay of 125 days in re-filing the
appeal is condoned.

CM NO.11145-CII OF 2021

This is an application under Section 5 of Limitation Act
for condonation of delay of 39 days in filing the appeal.

Heard. For the reasons stated in the application
and in view of the no objection by the opposite counsel, the
same is allowed and the delay of 39 days in filing the appeal
is condoned.

FAO NO.2225 OF 2021 (O&M)

As agreed, as per statements of learned counsel
for the appellants as well as counsel for the Insurance
Company, separately recorded, a sum of Rs.1,55,000/- over
and above the amount already awarded by the Tribunal, is
awarded to the appellants. Learned counsel further submitted
that the entire enhanced amount be paid to appellant No.1-
Smt. Prem W/o Sh. Mahender Singh for & on behalf of both
the claimants, in full & final satisfaction of the claim.

Accordingly, we dispose of this case with a
direction to the Insurance Company to deposit cheque in the

sum of Rs.1,55,000/- favouring appellant No.1-Smt. Prem W/o Sh. Mahender Singh with the Office of the Lok Adalat of the High Court on or before 27.04.2023. Failing compliance of the order, interest @ 9% per annum shall follow on this amount till payment from the date of this order. The appellants' counsel may collect the cheque/draft from the office of the Lok Adalat. The office shall retain the photocopy of the cheque/draft bearing signatures of the Counsel.

Appeal stands disposed of.

Copy of this order be supplied/sent to the counsel/parties and file be consigned to record.

(G.C. GARG)
PRESIDENT

(B.S. SIDHU)
MEMBER

16.03.2023

NainaRajput