IN THE HIGH COURT OF ORISSA AT CUTTACK
MACA No. 357 of 2022

Sri Magu Bhujabala ….. ***Appellant***

Mr. Pradeep Kumar Mishra, Advocate
(For appellant)

Vs.

1. Mr. Sk. Azahar
2. The Bajaj Alliance General Insurance Co. Ltd. through its Divisional Manager, BBSR ….. ***Respondents***

Mr. Adam Ali Khan, Adv.
(for respondent no.2)

CORAM:
JUSTICE SAVITRI RATHO

ORDER
14.12.2024

Order No.
08.

(Through hybrid mode)

1. Learned counsel for the appellant-claimant and respondent no.2–Insurance Company are present.

2. The learned 3rd Additional District Judge-cum-4th MACT, Cuttack by judgment and order dated 11.05.2022 passed in M.A.C. Case No. 591 of 2010 has directed the respondent no.2- Insurance Company to pay the total compensation amount of Rs.4,42,907.46/- with simple interest @ 6% per annum with effect from the date of filing of the claim application i.e. 04.09.2010 to the claimant through the Tribunal within two months and awarded penal interest at the rate of 12% per annum failure to do so. There was a further direction for apportionment and investment of the awarded amount.

3. This appeal has been filed by the appellant-claimant for enhancing the awarded amount.

4. It is now agreed between the appellant-claimant and the respondent no.2-Insurance Company that a further consolidated amount of Rs.2,50,000/- (Rupees Two lakh Fifty Thousands) only without any interest shall be paid by the Insurance Company to the appellant-claimant within a period of eight weeks.

5. The compromise memo signed by Mr. Pradeep Kumar Mishra, learned counsel for the appellant and Mr. Adam Ali Khan, learned counsel for the respondent no.2 is available in the record.

6. It is therefore directed that the respondent no.2-Insurance Company shall deposit the aforesaid consolidated amount of Rs. Rs.2,50,000/- (Rupees Two lakh Fifty Thousands) within a period of eight weeks from today before the Tribunal. The amount shall be apportioned, invested and disbursed to the appellant-claimant in the manner as directed by the learned Tribunal.

7. As the settlement is arrived at before the 4th National Lok Adalat, no court fee shall be levied.

8. The MACA is accordingly disposed of.

(Savitri Ratho)
Judge
4th National Lok Adalat

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Reason: Authentication
Location: Orissa High Court
Date: 02-Jan-2025 18:21:55