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FAO-2507-2024 (O&M)

KRISHNA VS SOMBIR AND OTHERS

Present: Mr. Mohit Nehra, Advocate
for the appellant.

Mr. P.H.S. Pannu, Advocate with
Mr. Saurav Khullar, Deputy Manager (Legal)
for respondent No.3-Insurance Company.

CM-9368-CII-2024

Application under Section 151 of CPC for condonation of delay
of 18 days in filing the appeal has been filed.

For the reasons mentioned in the application, same is allowed and
delay of 18 days in filing the appeal is condoned.

Application stands disposed of.

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As agreed, as per statements of learned counsel for the appellant,
learned counsel and representative of the respondent-Insurance Company
(separately recorded), a sum of ₹ 4,00,000/- (Rupees Four Lac Only) 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 be paid to appellant –
Krishna, subject to recovery rights intact.

Accordingly, we dispose of this case with a direction to the
Insurance Company to deposit a crossed-cheque for ₹ 4,00,000/- in the name
of appellant - Krishna with the office of the Lok Adalat of the High Court
within a period of six weeks from today, in compliance of this order, failing
which, interest @ 9 % per annum shall follow on this amount till payment
from the date of this order. 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 consigned to the record room.

(HARPREET SINGH BRAR)
PRESIDENT

(RAKESH NEHRA)
MEMBER

December 14, 2024
Nisha Yadav