

NEELAM AND ORS. V/S KIRTI BATIS AND ORS

Present: Appellants in person with
Mr.Prateek Gupta, Advocate, and
Mr.Shubham Pathania, Advocate.

Mr.Aseem Aggarwal, Advocate, and
Mr.Lalit Garg, Advocate, with
Mr.Yatin Sachdeva, Assistant Manager, and
Mr.Sumeet Raval, Assistant Manager,
Oriental Insurance Company Limited.

* * * *

Power of Attorney on behalf of the appellants has been filed
today in Court, which is taken on the record.

As agreed, as per statements of the appellants, their counsel and
learned counsel for the Insurance Company (separately recorded), a sum of
₹5,00,000/- (₹ Five Lakh 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 all the appellants in equal shares.

Accordingly, we dispose of this case with a direction to the
Insurance Company to deposit crossed-cheques in the sum of ₹5,00,000/- in
the respective names of all the appellants in equal shares with the office of
the Lok Adalat of the High Court on or before 13.03.2024, 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.

It has been stated by learned counsel for the appellants that name of Smt.Neelam @ Parveen - appellant No.1 is in fact Parveen wd/o Sh.Paramjit and that now she is using her name only Parveen and that Aadhar Card is also in the name of Parveen and that her bank account is also in the same name. She has also brought her Aadhar Card and has produced self attested copy of same, which is taken on the record.

Hence, as prayed for, Insurance Company is directed to issue cheque regarding share of appellant No.1 in the name of Parveen wd/o of Sh.Paramjit.

It has also been stated by learned counsel for the appellants that spelling of the name of appellant No.2 is Munish Kumar and that in his Aadhar Card and bank account also, spelling of his name is the same. Appellant No.2 has also brought his Aadhar Card and has produced self attested copy of the same, which is taken on the record.

Hence, as prayed for, Insurance Company is directed to issue cheque regarding share of appellant No.2 in the name of Munish Kumar son of Paramjit.

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

31.01.2024
P.Seth