

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.216 of 2022

National Insurance Company Limited, Jagdamba Estate, Cinema Road, Hajipur Through its Authorized Signatory, Rana Ranjan, aged about 37 years, Male, National Insurance Co. Ltd., Regional Office, 4th Floor, Sone Bhawan, Birchand Patel Path, Patna.

... .. Appellant/s

Versus

1. Rajesh Kumar Sah Son of Deonath Sah Resident of Village- Deoria, P.S.- Awatar Nagar, District- Saran, present address- Baghdulhan, P.S.- Hajipur Nagar, District- Vaishali at Hajipur.
2. Arpita Kumari Daughter of Rajesh Kumar Sah Resident of Village- Deoria, P.S.- Awatar Nagar, District- Saran, present address- Baghdulhan, P.S.- Hajipur Nagar, District- Vaishali at Hajipur.
3. Deepak Kumar Jaiswal Son of Ashok Kumar Jaiswal H. No.-7/73-74, Divya Nagar Colony, Kudaghat, Gorakhpur/ (Owner of the Vehicle Truck No. UP53BT-9725).
4. Akhtar Son of Md. Hussain Resident of Village- Ranipur, P.S.- Purandarpur, District- Maharajganj. (Driver of the Vehicle Truck No. UP53BT-9725).

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Gyanendra Kumar Singh, Adv. Mr. Vikash Chandra Srivastava, Adv.
For the Respondent/s	:	Mr. Satya Prakash Sinha, Adv.

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 07-11-2025 Heard the parties.

2. The present appeal has been preferred for the following relief(s):

for setting aside the judgment and award dated 19.10.2020 and 04.12.2020 passed in Claim Case No.16/2014 passed by Shri Vijay Krishna Singh, The Additional District Judge-IX-cum-Motor Accident Claim Tribunal, Hajipur at Vaishali wherby and whereunder the learned Tribunal has



directed this appellant to pay Rs.7,11,942/- at the rate of 7%, from the date of the filing of the case alongwith Rs.15,000/- as loss of estate, Rs.15,000/- as funeral expenses and Rs.40,000/- as loss of consortium with liberty to realize the compensation amount with condition if insurance company finds any defect in documents with regard to the vehicle as per the policy condition from the Opposite party/Respondent, the vehicle.

3. A prayer for withdrawal has been made.

4. Accordingly, the petition is dismissed as withdrawn.

5. The statutory deposit made by the company to be returned.

(Rajiv Roy, J)

Vijay Singh/-

U			
---	--	--	--

