IN THE HIGH COURT OF ORISSA AT CUTTACK

MACA No.657 of 2025

M/s. New India Assurance Co. Ltd. …. ***Appellant***

Mr. M. Sinha, Advocate.

-versus-

1. ***Tekedi Swain***
2. ***Makardhwaj Swain***
3. ***Yogendra Swain***
4. ***M/s. Secretary, Little Angel Public School*** …. ***Respondents***

Mr. P.K. Mishra, Advocate for respondents nos.1 to 3.

CORAM:
JUSTICE S.K. SAHOO

ORDER

Order No. **13.12.2025**

03. This matter is placed in the National Lok Adalat and is taken up through Hybrid arrangement (video conferencing/physical mode).

Learned counsel for the appellant as well as learned counsel for the respondents nos.1 to 3 and Officers of the Insurance Company are present.

As agreed by the parties, the awarded amount of Rs.5,77,276/- (five lakhs seventy seven thousand two hundred seventy six) with interest at the rate of 6% per annum from the date of filing of the claim application i.e. 20.11.2018 is modified and reduced to Rs.4,10,000/- (four lakhs ten thousand) with simple interest at the rate of 6% per annum from the date of

claim application before the Tribunal i.e. 20.11.2018. The compromise sheet signed by both the parties/their authorized representatives is taken on record.

It is further directed that the appellant-Insurance Company shall deposit the modified amount along with interest as directed above within a period of two months from the date of receipt of this order before the learned Presiding Officer, Third Motor Accident Claims Tribunal, Jajpur in M.A.C.C. No.168 of 2018. On depositing the same, the learned Tribunal shall reapportion the amount keeping in view the ratio fixed in the impugned judgment and accordingly, resettle the amount in favour of the claimants. The right of recovery as granted by the learned Tribunal is to be continued.

On production of proof regarding deposit of the modified amount before the Tribunal, the statutory deposit along with accrued interest be refunded to the Insurance Company on proper application.

As the settlement is arrived at before the Lok Adalat, no Court fee shall be levied from the claimants.

Accordingly, the MACA is disposed of.

Free copies of this order be handed over to the learned counsel for both sides.

(S.K. Sahoo, J.)
(National Lok Adalat)

Signature Not Verified
Digitally Signed
Signed by: RABINDRA KUMAR MISHRA
Designation: Personal Assistant
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 16-Dec-2025 11:24:19