IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BEFORE THE NATIONAL LOK ADALAT

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 316 OF 2025

Smt. Suhsilabai Vishnu Khope and Ors. ..Appellants
Versus
Shri Hanuman Singh Kotising and Anr. ..Respondents

Adv. S. Mitra, i/b. Res Juris, for the Appellant.

CORAM : RAJESH S. PATIL, J.
(HEAD OF THE PANEL)

S. R. AGRAWAL
REGISTRAR (JUDICIAL - II)

P. R. NAVALE
OSD AT JUDICIAL – I

DATE : 13.12.2025

P. C.

1. Mentioned. Not on board. Taken on board.

2. Both the learned Counsel submits that parties have amicably settled their dispute and have tendered the Consent Terms dated 13th December, 2025.

3. Both the learned Counsels state that they have explained the terms to the signatories and the signatories have signed the Consent terms after understanding the contents. Both the learned Counsels

confirm their signatures on the Consent terms and also confirm the signatures of their respective clients. They also identify the presence of their respective clients in the Lok Adalat.

4. The said Consent Terms is taken on record and marked "**X**" for identification purpose. The statements made in the Consent Terms are accepted as undertaking given to this Lok Adalat. All the undertakings are also accepted.

5. For ease of reference, scanned copy of the Consent Terms is reproduce herein below :

Tendered in Court 'X'

RPatil 13/2/2025

THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FIRST APPEALNO. 316 OF 2025

DISTRICT : MUMBAI

In the matter of Section 173 of Motor Vehicles Act, 1988

And

In the matter of Judgment and award passed by the Motor Accident Claims Tribunal Mumbai in M.A.C.P. No. 3466 of 2007.

1. Sushilabai Vishnu Khope)
Aged about 72 years)
2. Rama Laxmikant Khope)
Aged about 36 years)
3. Niyati Laxmikant Khope)
Aged about 12 years)
4. Aditya Laxmikant Khope)
Aged about 5 years)
All are residing at Tejokaya Mansion,)
506, Ramveer sadar, Dr B. Ambedkar)
Nagar Lalbaug, Mumbai – 400 012)...Appellants
(Original Claimants)

versus

1. Hanumant Sing Kotsing)
R. R. Peta Eluru WGDT, Andhra Pradesh)
2. ICICI Lombard GIC Ltd.)
Zenith House, Opp Race course,)
Mahalaxmi, Mumbai – 400 034)...Respondents
(Original Opponents)

R. L. Khope

TO,

THE HON'BLE CHIEF JUSTICE AND

THE HON'BLE PUSNE JUDGES OF

THE HON'BLE HIGH COURT OF JUDICATURE

AT BOMBAY.

CONSENT TERMS ON BEHALF OF THE APPELLANT AND THE RESPONDENT NO. 2 IS AS UNDER

MOST RESPECTFULLY SHOWETH:

1) The Appellants have filed abovementioned Appeal for enhancement thereby challenging the Judgment and Award dated 07.01.2013 passed by the Ld. Motor Accident Claim Tribunal Mumbai, in M.A.C.P. No. 3466 of 2007, whereby the claim of the appellants was partly allowed with proportionate cost.

2) It is further submitted that during pendency of the present Appeal, the Appellants had approached the Respondent no. 2 and expressed their intentions to settle the matter amicably.

3) Pursuant to the discussions and negotiations between the parties in the aforesaid circumstances, the Appellant and the Respondent no. 2 have fully and finally resolved all their disputes and claims and have arrived at a comprehensive settlement which the parties now wish to get reduced in writing in the following manner.

a) That the Respondent no. 2 has agreed to pay to the Appellant no. 1 to 4 a sum of Rs. 10,75,000/- (Rupees Ten Lakhs Seventy Five Thousand Only) (for the sake of brevity "said amount") towards the claim of the Appellants arising out of the M.A.C.P. No. 3466 of 2007.

b) It is agreed between the parties that that the Respondent No. 2 herein shall pay the said amount to the Appellants within eight (8) weeks from today, by depositing the aforesaid amount through NEFT in the Motor Accident Claim Tribunal, Mumbai.

c) It is agreed between the parties that the said amount of Rs. 10,75,000/- (Rupees Ten Lakhs Seventy Five Thousand Only) will be distributed among the Appellants as per the ratio applied for the amount awarded by the Learned Motor Accident Claim Tribunal, Pune in the Award passed in MACP No. 3466/2007.

d) The Appellant No. 1 to 4 has agreed to accept the aforesaid amount of Rs. 10,75,000/- (Rupees Ten Lakhs Seventy Five Thousand Only) as full and final settlement of their Claim

e) The Appellants hereby confirm and declares that upon receipt of the aforesaid full amount the claim of the Appellants shall stands fully discharged and satisfied.

f) The Parties hereto declare that all the claim, disputes between the Appellant and the Respondent are hereby fully and finally resolved and subject to the payment of aforesaid amount of Rs. 10,75,000/- (Rupees Ten Lakhs Seventy Five Thousand Only) by the Respondent no. 2, thereafter the Appellants shall not have any claims and grievances against the Respondent no. 2.

g) The present First Appeal filed therein may be disposed off in terms of the present consent terms.

Dated this 13th day of December, 2025 at Mumbai

Appellant no. 1

Appellant no. 2

Appellant No. 3

Appellant No. 4

Adv. for Appellants

Adv. for Respondent No. 2

6. The First Appeal stands disposed of in terms of the Consent Terms.

7. Refund of Court fees, as per Rules.

8. Statutory amount to be transferred to the concerned MACT.

9. In sequel, the Interim Application, if any, also stands disposed of.

[P. R. NAVALE]	[S. R. AGRAWAL]	[RAJESH S. PATIL, J.]
OSD AT JUDICIAL – I	REGISTRAR (JUDICIAL – II)	HEAD OF THE PANEL
MEMBER	MEMBER	