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FAO-3485-2011 and Cross Objections No.71-CII-2011

ICICI Lombard GIC Vs. Rajinder Kaur and others

Present:- Mr.Nigam Bhardwaj, Advocate for the appellant-Insurance Company.

Mr.H.K.Aurora, Advocate for the Cross Objector-respondents No.1 to 4.

AWARD OF LOK ADALAT BENCH NO.4

As agreed, (statements of learned counsel for the appellant as well as counsel for the Cross Objector-respondents No.1 to 4, separately recorded) a sum of Rs.8,00,000/- (Rupees Eight Lacs only), over and above, the amount already awarded by the Tribunal is allowed to the claimants/respondents No.1 to 4 in full and final settlement of the claim.

Learned counsel for the Cross Objector-respondents No.1 to 4 stated that agreed amount be released in favour of respondent No.1- Rajinder Kaur. It was further undertaken that in case in future any claim is raised by any other claimant(s), Cross Objector/respondent No.1–Rajinder Kaur shall indemnify the said claimant(s).

Accordingly, we dispose of this case with a direction to the appellant-Insurance Company to deposit cheque of Rs.8,00,000/- (Rupees Eight Lacs only) in favour of Cross-Objector/respondent No.1–Rajinder Kaur with the office of the Lok Adalat of the High Court on or before 21.04.2025. Failing compliance of the order, interest @ 9% per annum



shall follow on this amount till payment from the date of this order. The Cross Objector-respondents' counsel may collect the cheque from the office of the Lok Adalat after retaining the photocopy of the cheque/draft bearing signatures of the Counsel.

Cross Objection No.71-CII-2011 stands disposed of.

It is stated by the counsel for the appellant-Insurance Company that statutory amount of Rs.25,000/- deposited by the Insurance Company may be ordered to be refunded to the Insurance Company.

Taking note of the request made, registry is directed to take necessary steps to refund the aforesaid amount, if permissible under law. Needful shall be done within a period of three weeks.

In view of the settlement, learned counsel for the appellant-Insurance Company wishes to withdraw the appeal.

Accordingly, the appeal is also dismissed as withdrawn.

Copy of this order be supplied/sent to the counsel/parties and file be consigned to the record room.

Pending applications, if any, shall stand disposed of.

(JASBIR SINGH)
PRESIDENT

(B.C.GUPTA)
MEMBER

17.02.2025
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