

Miscellaneous Appeal No.984 of 2019

The National Insurance Company Limited, Patna Regional Office, Sone Bhawan, 4th Floor, Birchand Patel Marg, Patna represented through Assistant Manager / authorized signatory/ duly constituted attorney, Regional Office, Patna

... Appellant/s

Versus

1. Sita Devi alias Most. Sita Kuwar Wife of Late Sanjay Kumar, Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
2. Krishna Prasad, Son of Late Vishwanath Sah, died during course of trial/enquiry and his name was omitted/ struck vide order dated 23.06.2011. Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
3. Manki Devi, Wife of Krishna Prasad, Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
4. Niki Kumari, Daughter of Late Sanjay Kumar, represented through their mother Sita Devi alias Sita Kuwar, legal and natural guardian. Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
5. Gollu Kumar, Son of Late Sanjay Kumar, represented through their mother Sita Devi alias Sita Kuwar, legal and natural guardian. Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
6. Chhotu Kumar, Son of Late Sanjay Kumar, represented through their mother Sita Devi alias Sita Kuwar, legal and natural guardian. Resident of Rajpur, Mishrawaliya, Post Office Rajpur, Police Station-Rajpur, District-Rohtas.
7. Garindar Singh, Son of Kulwant Singh, Resident of Hanuman Charai, Barakar, Post Office-Kulhi, Police Station Kulhi, District Bardwan-24. Owner of the Vehicle.
8. Biraju Yadav, Son of Late Talo Yadav, Resident of Laoniadih, Post Office Kodarma, Police Station Kodarma, District Kodarma. State Jharkhand.

... Respondent/s

Appearance :

For the Appellant/s : Mr.Rupak Kumar, Advocate
Mr. Vikrant Kumar, Advocate
For the Respondent/s : Mr.Surender Prasad Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 14-05-2026 At the outset, learned counsel for the appellant
submits that during the pendency of the appeal, the parties have



amicably resolved the dispute outside the Court and final award amount has already been paid to the claimants i.e., respondent nos. 1, 3, 4, 5 and 6. Learned counsel, therefore, seeks permission to withdraw the present appeal.

2. In view of the aforesaid submission, the prayer is allowed.

3. Accordingly, the appeal stands dismissed as withdrawn.

4. Let the statutory amount deposited by the appellant, namely National Insurance Company Limited, be released in its favour forthwith.

(Khatim Reza, J)

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