

Item 18.02.
No. 2026
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IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION
APPELLATE SIDE

FMA 31 of 2026
With
IA NO: CAN 1 of 2024
CAN 2 of 2025

The New India Assurance Company Ltd.
Vs
Gopinath Sahoo since deceased reporsented by Smt.
Bharati Sahoo & Ors.

Mr. Rajesh Singh.

... for the appellant.

Mr. Souma Majumder, Sr. Adv.

Mr. Deepan Kr. Sarkar,

Mr. Dipankar Ghosh,

Mr. Dinabandhu Dan,

Mr. Dipyan Dan,

Ms. Deeptipriya

... for the respondents.

In Re: CAN 2 of 2025

Learned advocates for the parties are present.

This appeal was preferred against the judgment
and award dated 11th July, 2024 passed by the
Learned Additional District Judge, 1st Court, Alipore,
South 24 Parganas in MAC Case No. 371 of 2005.

During pendency of this appeal parties have
arrived at a settlement and they have also filed the
terms agreed upon. As per terms of condition, the
parties have agreed that the claimants/respondent
nos. 1, 2 and 3 shall withdraw Rs.21,00,000/- from
the deposit made by the appellant/insurance company
as full and final settlement of the case.

Thus, this appeal being FMA 31 of 2026 stands disposed of in accordance with terms of compromise entered into between the appellant and claimants/respondent nos.1, 2 and 3.

As the respondent nos. 2 and 3 are minor, the deposited amount of Rs.21,00,000/- may be released in favour of respondent no.1/Smt. Bharati Sahoo.

The balance amount, which is deposited, along with accrued interest be returned to the appellant/Insurance company.

(Biswaroop Chowdhury, J.)