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Location: Orissa High Court, Cuttack
Date: 08-Apr-2026 19:39:29

IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.37 of 2026

D.M. M/s. Oriental Insurance Co. Ltd., Bhubaneswar .... ***Appellant***

Ms. Rimjhimbala Pati, Advocate

-versus-

Shyam Muli & Anr. .... ***Respondents***

Mr. D. Pattnaik, Advocate for Respondent No.1

CORAM:
JUSTICE B. P. ROUTRAY

ORDER
8.4.2026

Order No.

2. **I.A.No.69 of 2026**

1. Heard Ms.Pati, learned counsel for the Insurer-Appellant and Mr.Pattnaik, learned Advocate for claimant-Respondent No.1.

2. Upon hearing both parties and considering the grounds mentioned in the petition, delay in filing the appeal is condoned.

3. The I.A. is disposed of.

FAO No.37 of 2026

4. Present appeal by the Insurer is directed against the impugned judgment/award dated 7th April 2025 passed by the Commissioner for Employee's Compensation-Cum-Joint Labour Commissioner, Cuttack, in E.C. Case No.128 of 2020, wherein compensation to the tune of Rs.11,48,297/- on account of injury sustained by the claimant in course of his employment as helper in a Truck bearing Registration No.OD-04-H-0135.

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5. Having heard both parties and considering all such grounds of challenge advanced, a reduced compensation of Rs.8,80,000/- consolidated is proposed to the parties in course of hearing. The same is agreed by Mr.Pattnaik, learned counsel for claimant-Respondent No.1. Ms.Pati, learned counsel for the Insurer leaves it to the discretion of the Court. Accordingly, the amount is reduced to said extent.

6. Since the entire award amount has been deposited before the Commissioner for Employee's Compensation-Cum- Joint Labour Commissioner, Cuttack, the Commissioner is directed to disburse the modified consolidated amount of Rs.8,80,000/- (Eight lakhs eighty thousand) with proportionate accrued interest thereof in favour of the claimant within a period of two months from today. The balance amount with proportionate accrued interest thereof shall be refunded to the Insurer-Appellant. The penalty and penal interest as directed by learned Commissioner is waived.

7. The appeal is accordingly disposed of.

8. Urgent certified copy of this order be granted on proper application.

(B.P. Routray)
Judge

C.R. Biswal