

HIGH COURT OF MADHYA PRADESH: BENCH AT INDORE
LOK ADALAT
Miscellaneous Appeal No.862/2013

Chhagan & Others

V/s

Gani Mohammed & Others

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Shri S.S.Pandey, learned counsel for the appellant.

Shri Sanjay Mehra, learned counsel for the respondent/Insurance Company.

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A W A R D

(Passed on 28th February, 2015)

This appeal by the claimants have been filed for enhancement of compensation awarded by II Additional Member, MACT, (Fast Track), Kukshi in Claim Case No.39/2011 decided on 19/04/2012 and has been placed today in this Lok Adalat under Section 20 of the Legal Services Authorities Act, 1987.

(2) The matter was discussed. After hearing Counsel appearing for both parties and after perusing the relevant record, we felt that the compensation awarded by the Claims Tribunal was on lower side and deserves to be enhanced by **Rs.50,000/- (Fifty Thousand Only)**. We, therefore, suggested that the matter should be settled on these lines.

(3) Accepting our suggestion, the parties have entered into a settlement and have filed an application for recording the same. The application is signed by the representatives of the parties. The compromise between the parties is verified. It is just, valid and lawful. It is, therefore, ordered to be recorded. Accordingly, an award is passed in the following terms:-

(a) That Respondent/Insurance Company shall pay a sum of **Rs.50,000/- (Fifty Thousand Only)** in addition to the amount already awarded by the Claims Tribunal in full and final satisfaction of the claim made by the appellants in this appeal.

(b) That Respondent-Insurance Company shall deposit the said amount in the Claims Tribunal for payment to the appellants within a period of three months from today, failing which this additional amount shall be recoverable with interest calculated at the rate of 9% per annum from the date of this award.

(c) On deposit being made, Claims Tribunal shall permit appellants to withdraw the same.

(d) Since the matter has been settled between the parties in this Lok Adalat, the Court fees, if any, paid by the claimant be refunded on issuing certificate by the Registry.

(e) Parties to bear their own costs.

(4) Copy of the award be given to both the parties free of charges.

(Alok Verma)
Member

(Vivek Sharan)
Member