

**IN THE HIGH COURT OF HIMACHAL PRADESH,
SHIMLA**

FAO No. 371 of 2009
Decided on : 30.10.2015

Sh. Madan Lal Sharma	Versus	...Appellant
Smt. Bimla Parihar & others		..Respondents

Coram:

The Hon'ble Mr. Justice Mansoor Ahmad Mir, Chief Justice.
Whether approved for reporting?

For the appellant: Mr. Virender Singh Chauhan,
Advocate.

For the respondents: Mr. P.S. Goverdhan, Advocate, for
respondent No. 1 & 2.

Mr. Aman Sood, Advocate, for
respondents No. 3 & 4.

Mansoor Ahmad Mir, Chief Justice *(oral)*

Learned Counsel for the insurer-respondents No. 3 & 4 stated at the Bar that he is under instructions to settle the claim in a lump sum of ₹ 85,000/- in addition to the amount already awarded by the Tribunal.

2. The learned Counsel appearing for the appellant has no objection to the proposal made by the learned Counsel for the insurer. Their statements are taken on record.

3. Accordingly, with the consent of the learned Counsel for the parties, a *lump sum* compensation of ₹ 85,000/- in addition to the amount already awarded by the Tribunal, i.e. ₹ 1,58,000 + 85,000/- = 2,43,000/- alongwith interest at the rate of 9% per annum from the date of the decision of the claim petition, is awarded in favour of the appellant/claimant.
4. The insurer is directed to deposit the enhanced amount within four weeks from today. On deposition, the Registry is directed to release the amount in favour of the claimant strictly, in terms of the conditions contained in the impugned award, through payee's cheque, after proper identification. The Registry is also directed to release the amount awarded by the Tribunal, if not already released.
5. The impugned award is modified, as indicated above.
6. The appeal stands disposed of alongwith pending applications, if any.

October 30, 2015
(hemlata)

(Mansoor Ahmad Mir),
Chief Justice

