

IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.42 of 2023

Branch Manager, M/s. National Insurance Co. Ltd. *Appellant*

Mr. Pramod Kumar Tripathy, Adv.

-versus-

Sk. Golam Mozhid & Ors. *Respondents*

Mr. Bishnu Brata Singh, Adv.
(for Respondents 1 to 5)

CORAM:
DR. JUSTICE S.K. PANIGRAHI

ORDER

09.09.2023

Order
No.

05. 1. This matter is taken up through hybrid mode in the 3rd National Lok Adalat, 2023.
2. Learned counsel for the Appellant/Insurance Company and learned counsel for the Respondent Nos.1 to 5/ Claimants are present.
3. The Appellant/ Insurance Company has filed this FAO challenging the judgment and award dated 24th August, 2022 passed by the Commissioner for Employee's Compensation and Divisional Labour Commissioner, Balasore in E.C. Case No.23 of 2015 filed by the

Respondent Nos.1 to 5 awarding a sum of Rs.6,96,111/- (Rupees Six Lakh Ninety-six Thousand One Hundred and Eleven only) in favour of Respondent Nos.1 to 5. The Appellant/ Insurance Company was also directed to deposit the said amount along with its simple interest @ 12 per cent per annum after one month from the date of accident i.e. from 10.07.2015 till realization, through bank draft or local cheque in favour of the Commissioner for Employee's Compensation and Divisional Labour Commissioner, Balasore within a period of thirty days of passing of that order.

4. The amount awarded has already been deposited before the Commissioner for Employee's Compensation and Divisional Labour Commissioner, Balasore. At present, on the basis of the compromise made between the parties, the claim is modified and settled by enhancing a further consolidated sum of Rs.5,40,000/- (Rupees Five Lakh and Forty Thousand only) over and above the awarded amount.

5. The Appellant /Insurance Company is directed to deposit the aforesaid consolidated award amount before the learned Commissioner for Employee's Compensation and Divisional Labour Commissioner, Balasore in E.C.

Case No.23 of 2015 within a period of two months, whereafter the same shall be disbursed in favour of the Claimants in terms of the order and also after keeping proof of proper identification. The impugned award is modified to the above extent.

6. The FAO is, accordingly, disposed of.

7. The FAO having been disposed of in the 3rd National Lok Adalat, 2023, no Court fee is payable.

8. Certified copy of this order be issued as per Rules.

(*Dr. S.K. Panigrahi, J.*)
3rd National Lok Adalat, 2023

L. Behera

