

GAHC010034692024



**THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

Case No. : MACApp./101/2024

ORIENTAL INSURANCE COMPANY LTD
A CENTRAL GOVT. UNDERTAKING HAVING ITS REGIONAL OFFICE AT
GUWAHATI, GS ROAD, ULUBARI, GUWAHATI 781007 REPRESENTED BY
THE DEPUTY MANAGER GAUHATI REGIONAL OFFICE, ULUBARI,
GUWAHATI 781007

VERSUS

ATABULLA DILOWAR @ DILBAR AND 2 ORS
S/O WAHAB ALI,
RESIDENT OF VILLAGE SONARIBALI, PO AND PS SAMAGURI,DIST
NAGAON, ASSAM 782140
PRESENT ADDRESS MACHKHUWA, GUWAHATI PO PANBAZAR, DIST
KAMRUP M ASSAM 781001

2:SRI KHAGESH CH. DEKA
S/O LATE DIJENDRA NATH DEKA
RESIDENT OF VILLAGE KETEKIBARI
PO KETEKIBARI
PS TEZPUR (SADAR) DIST SONITPUR
ASSAM 784154

3:SRI RATUL KAKATI
S/O SRI SURENDRA NATH KAKATI

RESIDENT OF VILLAGE TELIE BEBEJIA
PO TELIE BEBEJIA
PS JURIYA
DIST NAGAON
ASSAM 78212

Advocate for the Petitioner : MS. R D MOZUMDAR

Advocate for the Respondent : A G CHOUDHURY (r-1)

Linked Case : I.A.(Civil)/735/2024

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S/O SRI SURENDRA NATH KAKATI

RESIDENT OF VILLAGE TELIA BEBEJIA
PO TELIE BEBEJIA
PS JURIYA
DIST NAGAON
ASSAM 782124

Advocate for : MS. R D MOZUMDAR
Advocate for : appearing for ATABULLA DILOWAR @ DILBAR AND 2 ORS

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

Name of the conciliators:

1. Ms. Chandana Patowary
2. Ms. Gita Kakati Das

(O R D E R)

Date: 11.05.2024

The case is put up before the National Lok Adalat.

The matter is amicably settled between the parties.

The appellant Oriental Insurance Company Limited, represented by Mr. Sudip Bandyopadhyaya, Regional Manager and Mr. T. P. Meetei, Manager, as well as the claimant viz. Atabulla Dilowar @ Dilbar are present before the Court today. The Claimant is represented by Ms. A. G. Choudhury, learned counsel.

It is submitted by both the claimant and the Insurance Company's representatives that this matter is settled between the parties at an amount of Rs. 17,75,000/- inclusive of all components as a full and final settlement of the claim.

The Insurance company will deposit the amount of Rs. 17,75,000/- within a period of 45 days from today before the Registry of the Gauhati High Court. Failure to deposit the above-mentioned amount within the stipulated time by the Oriental Insurance Company Limited, the above amount would carry an interest at the rate of 7% from the date of filing of the claim petition before the learned Tribunal.

The said amount of Rs. 17,50,000/- shall be released by the Registry to the Claimant upon furnishing of adequate documents for his identification and his Bank account particulars.

Statutory deposit, if any, made by the Insurance Company being not a part of the amount so settled today; the same may be released to the Insurance Company on an application made by it in this connection.

The appeal accordingly stands disposed of in terms of the amicable settlement reached between the parties.

The compromise format signed by the parties is kept on record.

LCRs, if any, be remitted to the concerned Tribunal.

JUDGE

Comparing Assistant