

GAHC010020252024



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

Case No. : I.A.(Civil)/294/2024

THE ORIENTAL INSURANCE CO. LTD.
A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956, REP. BY ITS
REGIONAL MANAGER, ULUBARI, GUWAHATI- 7, DIST.- KAMRUP(M),
ASSAM.

VERSUS

AYESHA KHATUN AND 8 ORS.
W/O ALIMUDDIN @ AL MIN,
VILL.- DIGHAL JARANI, P.S.- MURAJHAR, P.O.- DIGHALJAR, DIST.- HOJAI,
ASSAM, PIN- 782439.

2:MD. SAMUD AHMED
S/O ALIMUDDIN @ AL MIN

VILL.- DIGHAL JARANI
P.S.- MURAJHAR
P.O.- DIGHALJAR
DIST.- HOJAI
ASSAM
PIN- 782439.

3:MD. SAHID AHMED
S/O ALIMUDDIN @ AL MIN

VILL.- DIGHAL JARANI
P.S.- MURAJHAR
P.O.- DIGHALJAR
DIST.- HOJAI
ASSAM
PIN- 782439.

4:MD. SAJID AHMED
S/O ALIMUDDIN @ AL MIN

VILL.- DIGHAL JARANI
P.S.- MURAJHAR
P.O.- DIGHALJAR
DIST.- HOJAI
ASSAM
PIN- 782439.

5:ALAMIN AHMED
S/O ALIMUDDIN @ AL MIN

VILL.- DIGHAL JARANI
P.S.- MURAJHAR
P.O.- DIGHALJAR
DIST.- HOJAI
ASSAM
PIN- 782439.

6:SANJEEB KALITA
S/O BHABAN CHANDRA KALITA
R.K.B. ROAD
CHRISTIAN PATTY
P.S.- SADAR
NAGAON
ASSAM.

7:MD. INAS ABDUL
S/O MD. ABDUL KUDDUS
KARAIGURI
P.S.- MURAJHAR
HOJAI
ASSAM.

8:KANCHAN JHA
W/O RAM KUMAR JHA
NST COLONY
KOHIMA
NAGALAND.

9:SANTOSH KUMAR SINGH
S/O SRI AMARENDRA PRASAD SINGH
WARD NO. 3
P.O.- ATAPUR
P.S.- HASANPUR
SAMASTIPUR
BIHAR

Advocate for the Petitioner : MR. S K GOSWAMI

Advocate for the Respondent : MR. S SINGH (r-1)

Linked Case :

THE ORIENTAL INSURANCE CO. LTD

VERSUS

AYESHA KHATUN AND 8 ORS F

Advocate for : MR. S K GOSWAMI
Advocate for : appearing for AYESHA KHATUN AND 8 ORS F

Linked Case :

THE ORIENTAL INSURANCE CO. LTD

VERSUS

AYESHA KHATUN AND 8 ORS F

Advocate for : MR. S K GOSWAMI
Advocate for : appearing for AYESHA KHATUN AND 8 ORS F

**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)

11.05.2024

The case is put up before the National Lok Adalat.

The matter is amicably settled between the parties.

The applicant Oriental Insurance Company Limited, represented by Mr. Sudip Bandyopadhyaya, Regional Manager and Mr. T. P. Meetei, Manager, as well as Ayesha Khatun/Claimant No. 1 appearing on behalf of the Claimants No. 2, 3, 4 & 5(minors), are present before the Court today. The Claimants are represented by Mr. S. Singh, learned counsel.

It is submitted by both the claimants and the Insurance Company's representatives that this matter is settled between the parties at an amount of Rs. 20,50,000/- inclusive of all components. This amount will be received by the claimant No. 1 as well as by the Claimants No. 2, 3, 4 & 5, as a full and final settlement of their claim.

The Insurance company will deposit the amount of Rs. 20,50,000/-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.

As agreed to by the parties, the said amount of Rs. 20,50,000/- shall be released in the following manner:

(i). an amount of Rs. 2,50,000/- each, shall be released to the Claimant No. 2(Md. Samud Ahmed); Claimant No. 3(Md. Sahid Ahmed); Claimant No. 4(Md. Sajid Ahmed); and Claimant No. 5(Md. Alamin Ahmed) and shall be kept in fixed deposit accounts till they reach the age of major, before a nationalized Bank.

(ii). The remaining balance amount of Rs. 10,50,000/-, shall be released to the Claimant No. 1, namely, Ayesha Khatun, by the Registry of this Court.

All the claimants have to furnish necessary documents for their identification as well as the details of their Bank account numbers.

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 instant interlocutory application 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