

Motor Accident Claim Tribunal Jhansi

Date of Institution: 02/26/19 Date of Judgement: 07/10/21 Age: 2 Y, 4 M, 14 D

Presnt: Chandroday Kumar H.J.S.

M.A.C.P. No.- 94 of 2019,

1. Smt. Girija, 65, W/o Late Kishori,

2. Jasveer, 31, S/o Late Kishori,

All Residents of Vill. Vijaypur P/s- Jigna Distt.- Datiya (M.P.)

-----Petitioners

Vs.

1. Anita Mishra W/o Late Sri Sunil Mishra R/o 97/5, Manu Bihar Colony
Civil Line P/s Nawabad, Distt. Jhansi

.....Vehicle Owner Car No. UP93BB8250

2. Surya Prakash Kushwaha S/o Achhelal R/o- 1476/6, Behind Medical
Pichhore P/s Nawabad Distt. Jhansi

.....Driver Car No. UP93BB8250

3. Chief Manager Cholamandalam M.S. General Insurance Co. Ltd., IInd
Floor Dare Aous No. 2 N.S.C. Bose Road Chennai through Manager
Cholamandalam M.S. General Insurance Co. Ltd. Saint Francis College,
4, Marigold Shahnazaf Road, Hazratganj, Lucknow

.....Insuer Car No. UP93BB8250

4. Naresh Kumar S/o Sri Kishan Lal R/o 934/4 Gwal Toli Hansari, P/s Prem
Nagar, Jhansi

.....Driver Ape No. UP93BT0828

5. Tata A.I.G. General Insurance Co. Ltd., IIInd Floor, Plot No. 16/116A, Sai
Squire Civil Lines Kanpur

.....Insurer Ape No. UP93BT0828

6. Deepak Ahirwar S/o Late Sri Bhagwandas R/o 94, Vill. Srinagar P/o
Simraha P/s Premnagar, Distt. Jhansi

.....Owner Ape No. UP93BT0828

-----Opposite Parties

Counsel for the Petitioners Sri Alok Kumar khare Advocate

Counsel for the O.P. No. 3 Sri Sunil Shukla Advocate

Compensation sought- ₹18,10,000 with 10% annual interest due to
death of daughter and sister of petitioners Kishori aged 70 years.

10.07.2021

The compromise case has been presented before the Tribunal.
Petitioners and their Ld. Counsel and Opposite Party No. 3 through Ld.
Counsel appeared.

A reconciliation between the Petitioners and the Opposite Party
No. 3 has been arrived at and the compromise/settlement paper has
been presented before the Tribunal. The photocopy of the Aadhar cards
of the Petitioners have also been filed with petition.
Compromise/settlement paper 32B has been verified in the presence of
the both side. The compromise/settlement paper has been read over
and explained to the both parties. As per the terms of the said
settlement, O.P. No. 3, the Cholamandalam M.S. General Insurance Co.
Ltd. shall pay ₹3,00,000 (Rupees Three Lakhs) as compensation to the
petitioners in full satisfaction, which the petitioners agree to take. The
Settlement 32B has been affirmed before the Tribunal by the bonafide
parties. Therefore, the Petition is liable to be decided in full satisfaction
accordingly-

ORDER

The petition is decided according to the terms of the compromise/
settlement paper 32B. Opposite Party No. 3 **Cholamandalam M.S.
General Insurance Co. Ltd.** is ordered to deposit the compensation
amount of **₹3,00,000 (Rupees Three Lakhs)** to the Motor Accident Claim
Tribunal's Punjab National Bank Account No. **3671000101192489 IFSC-
PUNB0367100** through RTGS/NEFT within 30 days. Petitioner No.1 and 2
shall share 70 & 30% respectively. Petitioners shall get 50% of their

share in his bank account through electronic mode and 50% of their share Fix Deposited in any nationalised bank for 3 years.

The Compromise 32B shall form part of this order. The award be prepared accordingly. The record be consigned as per rules.

(Chandroday Kumar)
PO, MACT, JHANSI