

WBUD050008342023



M A C C/122/2023

Josnera Khatun and others Vs. ICICI Lombard GIC. Ltd

Present : Shri Nilanjan De
J.O. Code-WB00716
M.A.C. Tribunal Judge-in
FTC- 2nd , Islampur, U/D

Order No. 24
Date : 31.03.2026

Today is fixed for delivery of judgement.

Petitioner and OP Insurance Company files hazira separately through their engaged Ld. Advocate.

Judgment is ready in separate sheets which is sealed and signed and delivered in open Court in presence of both of the parties.

It is

ORDERED

That the instant **M.A.C. No. 122 of 2023** be and same is allowed on contest against OP-1, **Maksud Alam**. The owner of the offending tractor being no.BR37GA4220.

The Claimants/Petitioners do get an award of **Rs. 12,37,500/- (Twelve Lakh and Thirty Seven Thousand and Five Hundred only)** in total as compensation along with Simple Interest @ 6 % per annum from the date of filing of this claim application i.e. on and from **15.05.2023** till realization of the award.

The rate of interest will be increased to 9% if the amount be deposited beyond 60 days.

The Opposite Party no. 1 **Maksud Alam** is hereby directed to pay the entire amount of compensation along with the interest equally in six cheques of **Rs. 12,37,500/- (Twelve Lakh and Thirty Seven Thousand and Five Hundred only)** to the petitioner nos. **1. Josnera Khatun w/o Late Mahammad Saheb 2. Minor Samim Hussain s/o Late Mahammad Saheb 3. Minor Nazimul Haque, s/o- Late Mahammad Saheb 4. Minor Najim Aktar, s/o Late Mahammad Saheb, 5. Rijaful Bibi w/o Abdul Haque and 6. Abdul Haque, s/o Ainudin @ Rs. 2,06,250/- each (Two lakhs Six thousand and Two hundred Fifty only)** within two months here of this order i.d the petitioners is at liberty to put this order into execution.

The claimant no. 1, being the mother is entitled to receive the Cheques on behalf of the minor claimant nos. **1. Minor Samim Hussain s/o Late Mahammad Saheb 2. Minor Nazimul Haque, s/o- Late Mahammad Saheb 3. Minor Najim Aktar, s/o Late Mahammad Saheb**, on an undertaking that she should invest the said two Cheque amount in fixed deposit, in any Nationalized Bank till his attaining majority and in this regard she should filed an indemnity bond to this Tribunal.

Let a copy of this judgment be supplied to the contesting parties and O.P-1 Maksud Alam and The Legal Manager, ICICI Lombard General Insurance Company Limited, 7th Floor Apeejay House15, Park Street Taltala Kolkata 700016.

Motor Accident Tribunal Judge
FTC-II, Islampur, Uttar Dinajpur