

GAHC010000842022



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

Case No. : MACApp./19/2022

RELIANCE GENERAL INSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT 19, RELIANCE CENTRE, WALCHAND
HIRACHAND MARG, BALLARD ESTATE, MUMBAI- 400001 AND ONE OF ITS
BRANCH OFFICE AT BHANGAGARH, G.S. ROAD, GUWAHATI-781005.

VERSUS

ALOKA BAISHNAB AND 5 ORS.
W/O- LATE TULU BAISHNAB, R/O- VILLAGE KHELMA PT-VIII (GOBINDO
NAGAR), P.S. KATIGORAH, P.O. GHUMRA BAZAR, PIN- 788815, DIST.
CACHAR.

2:TUSHAR BAISHNAB
R/O- VILLAGE KHELMA PT-VIII (GOBINDO NAGAR)
P.S. KATIGORAH
P.O. GHUMRA BAZAR
PIN- 788815
DIST. CACHAR.

3:MISS MONJU BALA BAISHNAB
R/O- VILLAGE KHELMA PT-VIII (GOBINDO NAGAR)
P.S. KATIGORAH
P.O. GHUMRA BAZAR
PIN- 788815
DIST. CACHAR.

4:TAPASH BAISHNAB
R/O- VILLAGE KHELMA PT-VIII (GOBINDO NAGAR)
P.S. KATIGORAH
P.O. GHUMRA BAZAR
PIN- 788815
DIST. CACHAR

Advocate for the Petitioner : MR. K K BHATTA, MS JONA TALUKDAR

Advocate for the Respondent : MR. M TALUKDAR (R-1,2,3,4), MR. A SHAKIL (R-1,2,3,4)

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

14.06.2025

Pre-settlement / compromise sheet has been placed on record, as per which there was an agreement for payment of an additional amount of Rs.17,00,000/-. The settlement sheet was sent by the learned counsel for the claimants – Shri M. Talukdar, learned counsel as well as Shri Minhaz Ahmed Barbhuiya - Authorized Officer of the Reliance General Insurance Company, who is present today.

2. Pursuant to the said pre-settlement sheet, the claimants, who comprise of ladies and children, have come to the Lok Adalat, all the way from the Barak Valley which is more than 300 KMs. However, Shri Barbhuiya, the concerned Officer has raised an issue of further approval.

3. An order passed by the Lok Adalat has to be on consensus of the parties. At the same time, the conduct of the Insurance Company in retracting / resiling from the pre-settlement which was reached and recorded in writing is not at all encouraging and in fact, defeats the very purpose and objective of a Lok Adalat. Accordingly, the matter is deferred to be listed in the regular Court.

4. However, the matter cannot be left like this. The Insurance Company involved is directed to pay a cost of Rs.50,000/- (Rupees Fifty Thousand) to the claimants for causing unnecessary harassment in requiring them to come to

Guwahati and attend the Lok Adalat without any purpose. The amount involved, if need be recovered from the concerned Officer / Officers, who are involved in this matter.

5. The Insurance Company is required to deposit the said cost in the Registry of this Court which the claimants would be entitled to withdraw, on proper identification.

JUDGE

Comparing Assistant