



IN THE HIGH COURT OF ORISSA AT CUTTACK
FAO No.184 of 2026

Divisional Manager, New India
Assurance Co. Ltd., Kathajodi Road, Appellant
Badambadi, Cuttack

Mr. B. Dasmohapatra, Advocate

-versus-

Arakhit Paramanik and Another Respondents

Mr. Debasish Patnaik, Advocate for Respondent No.1

CORAM:

SHRI JUSTICE B. P. ROUTRAY

ORDER
8.5.2026

Order No.

I.A. No.281 of 2026

01. 1. Since the receipt showing deposit of award amount has already been filed, the I.A is disposed of accordingly.

I.A. No.324 of 2026

02. 2. Heard Mr. B. Dasmohapatra, learned counsel for the insurer - Appellant and Mr. D. Patnaik, learned counsel for the claimant – Respondent No.1.
3. Upon hearing both parties and considering the grounds mentioned in the limitation application, delay in filing the appeal is condoned.
4. I.A. is disposed of.

FAO No.184 of 2026

03. 5. Though the matter is listed for admission but on the request of learned counsels for both parties, the same is taken up for final disposal.
6. Heard learned counsel for the parties.



7. Present appeal by the insurer is directed against the impugned judgment dated 30th December, 2025 of learned Commissioner for Employee's Compensation-cum-Divisional Labour Commissioner, Jajpur passed in E.C. Case No.13 of 2018, wherein compensation to the tune of Rs.9,60,236/- (including interest) has been granted on account of injury sustained by the claimant arising out of and in course of his employment as driver of the 407 mini truck bearing registration No.OD-04-E-6069.

8. In course of hearing, it is submitted by Mr. Patnaik, learned counsel for Claimant-Respondent, that a consolidated amount of Rs.5,15,000/- as compensation would satisfy his purpose. Accordingly, when Appellant-Insurer is suggested with aforesaid amount, Mr. Dasmohapatra, learned counsel for the Appellant leaves it to the discretion of the court. As such, the reduced compensation of Rs.5,15,000/- as suggested on behalf of Claimant-Respondent and not objected by Appellant-Insurer is determined.

9. Since the entire compensation amount has already been deposited before learned Commissioner, out of the same a consolidated sum of Rs.5,15,000/- (five lakhs fifteen thousand) along with accrued interest thereof be disbursed in favour of the claimant – Respondent No.1 within a period of two months from today. The rest amount along with proportionate accrued interest shall be refunded to the insurer – Appellant. However, the direction for payment of penal interest and penalty is waived.

10. The appeal is disposed of accordingly.

(B.P. Routray)
Judge