

17.02.2026
Ct. No.33
Sl. No.4 & 5
cm

FMA 299 of 2025
National Insurance Co. Ltd.
Vs.
Sunita Bera & Ors.
With
FMA 511 of 2025
CAN 2 of 2026
CAN 3 of 2026
Sunita Bera & Ors.
Vs.
National Insurance Co. Ltd. & Anr.

Ms. Sucharita Paul
... for the appellant/insurance co.
In FMA 299 of 2025
& Respondent No.1/insurance co.
In FMA 511 of 2025.

Mr. Siddhartha Sarkar
... for the respondents/claimants
In FMA 299 of 2025 &
appellants/claimants
in FMA 511 of 2025.

In Re: CAN 2 of 2026
In
FMA 511 of 2025

Let the affidavit of service filed on behalf of the appellants/claimants be kept on record.

The learned advocate representing the appellants/claimants in FMA 511 of 2025 has filed an application being CAN 2 of 2026 which *inter alia* stated that after the disposal of the instant appeal it came to his notice that the name of appellant Nos. 3 was wrongly typed as “**Souvik Bera**” instead of “**Soubhik Bera**”. Accordingly, he prays for correction of the name of the appellant No.3.

The Department is directed to amend the cause title of the memorandum of appeal in view of the prayer in the aforesaid CAN application to rectify the spelling of appellant No.3 as stated therein.

The application being CAN 2 of 2026 is disposed of.

In Re: CAN 3 of 2026

The learned advocate representing the appellants/claimants in FMA 511 of 2025 has filed an application being CAN 3 of 2026.

Perusal of the same and considering the submission of the learned advocates representing the respective parties.

In the 3rd line of 8th Paragraph of the judgment dated 25th September, 2025 it was erroneously recorded as 'Rs. 1,77,31,819/-' instead of 'Rs. 1,52,56,819/-'.

In the 5th line of 8th Paragraph of the judgment dated 25th September, 2025 the words "The appellant/insurance company will deposit the enhanced sum of Rs. 14,000/- along with 6% interest from the date of filing of the claim application i.e. 26.06.2018 till the actual realization". This portion should be added.

In the 2nd line of 9th Paragraph of the judgment dated 25th September, 2025 "it was erroneously recorded as 'Rs. 1,31,83,968/-' instead of 'Rs. 1,52,56,819/-'.

In the 4th line of 9th Paragraph of the judgment dated 25th September, 2025 the words "The respondents/claimants are also entitled to balance 2% interest on the compensation awarded by the learned Tribunal i.e. from the date of filing of the claim application till the deposit". This portion should be added.

The impugned judgment and order is modified to the extent that four weeks time to be given to the learned advocate representing the respondent No.1/insurance

company to deposit the enhanced amount before the office of the Learned Registrar General, High Court at Calcutta.

Accordingly, the application being CAN 3 of 2026 is disposed of.

(Ananya Bandyopadhyay, J.)