

Calcutta High Court
In The Circuit Bench at Jalpaiguri
Civil Appellate jurisdiction
Appellate Side

JPD 54 19.05.2026
Moumita Ct. no.6

Case No. : FMA 41 OF 2024

In the matter of :

Smt. Tara Sharma & Ors.

....Claimants/Appellant

VS.

National Insurance Company Limited & Anr.

....Opposite party/Respondents

Ms. Rima Sarkar

....For the Appellant

Ms. Supriya Singh

Ms. Susmita Ghosh

....For the Respondent/

National Insurance Company

Ms. Rima Sarkar, learned Advocate
appears for the appellants/insured.

Ms. Supriya Singh, learned Advocate
appears for the respondents/Insurance
Company.

The claim lodged by the family and
legal heirs of the insured who had died in an
accident for a total sum of rupees around
Nineteen Lakh (Rs. 19 Lakh) whereas the
Insurance Company has allowed the claim to
the extent of rupees around Six Lakh (Rs.6
Lakh). The appellants through this appeal
have alleged various illegalities on the part of
the Insurance Company while assessing the
claim and crystallizing the same.

Be that as it may, at this juncture learned Advocate for the Insurance Company shall communicate her client and take instruction, upon perusal of records to what extent the Insurance Company shall reasonably enhance the payment of claim to be made to the family of the insured.

It is made clear that, this attempt shall be made without prejudice to the rights and contentions of the parties in the instant appeal.

Learned Advocate for the Insurance Company shall take instruction and revert back to this Court on the next day.

The matter shall appear under the heading ***'Hearing (Claim Case)'*** on ***May 21, 2026***.

The petitioner shall also serve a copy of today's order upon the appropriate authority of the Insurance Company and shall produce the evidence of service before the Court on the next day.

On the prayer of the learned Advocate appearing for the appellants, time to file paper books stands extended till today.

The paper books filed in Court today are taken on record.

Copy has already been served upon the
Insurance Company.

(Aniruddha Roy, J.)