

ITEM NO.1

COURT NO.3

SECTION XVII

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).9564/2004

(From the judgement and order dated 10/12/2003 in FA No. 422/1995 of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

UNITED INDIA INSURANCE CO. LTD.

Petitioner(s)

VERSUS

N.K. VIJ & ANR.

Respondent(s)

(Office report for direction)

Date: 17/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr.S.M.Suri, Adv.

Ms.Meenu Pandey, Adv.

Mr. Pramod Dayal,Adv.

For Respondent(s)

Mr. Arun K. Sinha,Adv.

Mr.Rakesh Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

The Office Report for direction is answered as under :-

Heard learned counsel appearing on behalf of the appellant and the respondents. We

have also perused the earlier order passed by this Court on 18.07.2005. This Court reduced the

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rate of interest from 18% to 10% and also reserved liberty to the parties to withdraw the amount

already deposited. The balance may be withdrawn by the appellant-Insurance Company.

Mr. Pramod Dayal, advocate-on-record on behalf of the appellant by his letter dt.12.05.2006

addressed to the Registrar of this Court filed a memo of calculation. The letter is placed on record.

According to the said letter, the appellant-Insurance Company had deposited a sum of

Rs.11,62,961/- taking into consideration the interest at the rate of 18%. The amount so deposited

was directed to be invested in fixed deposit and the interest accrued thereon was added in the

aforsaid amount deposited. After taking into consideration the interest accrued at the rate of 10%,

a sum of Rs.9,03,068.80 is due and payable to the claimants. The appellant-Insurance Company

has no objection for ordering payment of said sum of Rs.9,03,068.80 in full and final settlement of

their claims to the claimants. The learned counsel for the respondent did not dispute the

correctness of the figure at Rs. 9,03,068.80. We, therefore, direct the Registry to issue a cheque

for a sum of Rs. 9,03,068.80 (rounded off Rs. 9,03,100/-) in favour of Mr.N.K.Vij (respondent No.1)

and hand over the cheque to the counsel for the respondent. The entire balance shall be paid to

the learned counsel for the Insurance Company by cheque drawn in favour
of United India

Insurance Company Ltd. In view of the payment now ordered to both the parties nothing further

survives in this Special Leave Petition.

(Satish K. Yadav)

Court Master

(Radha R.Bhatia)

Court Master