

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 184/2018
(arising out of SLP(C) No. 31171/2016)

BHURABHAI JESA RABARI & ORS.

Appellants

VERSUS

UNITED INDIA INSURANCE CO. LTD. & ANR.

Respondents

O R D E R

Leave granted.

In the course of hearing, a suggestion was given to Mr. Yadunandan Bansal, learned counsel appearing for the appellants whether the enhancement of the amount to Rs.8,00,000/- (Rupees eight lakhs only) will satisfy the claim put forth in the appeal. Learned counsel accepted the same. Mr. Abhishek Kumar Gola, learned counsel appearing for the insurance company, left it to the discretion of the Court.

In view of the aforesaid, the amount awarded is enhanced to Rs.8,00,000/- (Rupees eight lakhs only), which shall be deposited within twelve weeks hence before the Tribunal failing which it shall carry interest at the rate of 9% per annum from the date of application before the Tribunal. The amount so deposited shall be disbursed in favour of the appellants on proper identification. Needless to say, if any amount has been paid, the same

shall be adjusted.

It will be open to the appellants to proceed against the owner as regards the penalty.

With the aforesaid modification in the award passed by the tribunal, which has been further modified by the High Court, the appeal stands disposed of. There shall be no order as to costs.

.....CJI.
[Dipak Misra]

.....J.
[A.M. Khanwilkar]

.....J.
[Dr. D.Y. Chandrachud]

New Delhi;
January 11, 2018.

ITEM NO.9

COURT NO.1

SECTION III

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

Petition for Special Leave to Appeal (C) No. 31171/2016

(Arising out of impugned final judgment and order dated 14-03-2016 in FA No. 2450/2015 passed by the High Court Of Gujarat At Ahmedabad)

BHURABHAI JESA RABARI & ORS.

Petitioners

VERSUS

UNITED INDIA INSURANCE CO. LTD. & ANR.

Respondents

Date : 11-01-2018 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioners

Mr. Yadunandan Bansal, Adv.
Mr. Abhijat P. Medh, AOR

For Respondents

Mr. Abhishek Kr. Gola, Adv.
Mr. Sudhir Naagar, AOR

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal stands disposed of in terms of the signed order.

Pending interlocutory applications, if any, also stand disposed of.

(Deepak Guglani)
Court Master

(H.S. Parasher)
Assistant Registrar

(Signed order is placed on the file)