

ITEM NO.9

COURT NO.13

SECTION XVII-A

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 (C) No(s). 4053-4054/2020

(Arising out of impugned final judgment and orders dated 07-11-2019 in RP No. 1151/2017 & 17-12-2019 in RA No. 321/2019 in RP No.1151/2017 passed by the National Consumers Disputes Redressal Commission, New Delhi)

LIFE INSURANCE CORPORATION OF INDIA & ORS.

Petitioner(s)

VERSUS

RATNA

Respondent(s)

IA No. 56825/2020 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 25676/2022 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 25675/2022 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 26-04-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MS. JUSTICE BELA M. TRIVEDI

For Petitioner(s) Mr. Ashok Panigrahi, AOR
Ms. Geetanjali Das Krishnan, Adv
Mr. Nabab Singh, Adv
Ms. Varnalee Mishra, Adv
Ms. Nikita Jaydevan, Adv

For Respondent(s) Mr. Deven S.Lamba, Adv.
M/S. Lambat & Legiteam, AOR

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

The present petitions have been filed by the Life Insurance Corporation of India assailing the judgment of the National Consumer Disputes Redressal Commission, New Delhi, dated 07.11.2019 and also the order dated 17.12.2019 passed in review application for a limited purpose/extent.

While issuing notice, this Court recorded in its order on

17.02.2020 the submission made by the learned counsel for the petitioners that the error has been made in respect of Janraksha Policy No.971057491 for Rs.2,00,000/- (Rupees Two Lakh only) by treating it as a triple cover. Although it is of a single cover and this was a factual error which was committed by the Commission while awarding compensation to the claimant(s).

Learned counsel for the petitioners submits that even before approaching this Court, review petition/application was filed that has been dismissed without appreciating the factual error which has been committed by the Commission under its order dated 17.12.2019.

Learned counsel for the respondent has not disputed that the policy of which reference has been made is indeed a single cover.

Learned counsel for respondent submits that in compliance of the order of the Commission, keeping the single cover of the policy in question, compensation has been made to the satisfaction of the Commission's order.

After we have heard learned counsel for the parties, we consider it appropriate that the finding recorded by the Commission in reference to Policy No.971057491 of Rs.2,00,000/- (Rupees Two Lakh only) to the extent of triple cover is set aside.

Accordingly, the Special Leave Petitions stand disposed of.

Pending application(s), if any, shall also stand disposed of.

(NIRMALA NEGI)
COURT MASTER (SH)

(BEENA JOLLY)
COURT MASTER (NSH)