

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.4321-4322 OF 2017

(@Petition(s) for Special Leave to Appeal (C) Nos.4021-4022/2017)

SITARANI JANA AND ORS.

Appellant(s)

VERSUS

NEW INDIA ASSURANCE CO. LTD. AND ANR.

Respondent(s)

O R D E R

Leave granted.

We have heard the learned counsel appearing for the parties.

We have gone through the Judgments of the Motor Accident Claims Tribunal and the High Court.

After carefully considering the material available on record, we modify the order so passed by the High Court, reducing the claim to Rs.5,71,100/- from Rs.10,39,100/- which was awarded by the Tribunal along with interest @ 8% per annum, and enhance the same to Rs.8,00,000/- along with interest @ 8% p.a.

Learned counsel appearing for the New India Assurance Company Limited has consented to the same.

We direct that the claim, as aforesaid, be paid by the New India Assurance Company Limited, to the appellants - herein, in the manner directed by the High Court, within a period of two months from today.

The appeals are disposed of in the afore-stated terms.

.....J
(PINAKI CHANDRA GHOSE)

.....J
(DEEPAK GUPTA)

NEW DELHI;
21ST MARCH, 2017.

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(s) for Special Leave to Appeal (C) No(s). 4021-4022/2017

(Arising out of impugned final judgment and order dated 21/04/2015 in FMA No. 1293/2012 & COT No. 7/2013 passed by the High Court of Calcutta)

SITARANI JANA AND ORS.

Petitioner(s)

VERSUS

NEW INDIA ASSURANCE CO. LTD. AND ANR.

Respondent(s)

(With interim relief and office report)

Date: 21/03/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)

Mr. Mohit Paul, AOR
Mr. Mehul Prasad, Adv.
Ms. Moulshree Shukla, Adv.

For Respondent(s)

Mr. Rohit K. Sinha, Adv.
Mr. Sanjay Kumar Singh, AOR

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

Leave granted.

The appeals are disposed of in terms of the signed order.

(VISHAL ANAND)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER

(Signed Order is placed on the file)