

222

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CR No.4554 of 2014 (O&M)

Date of decision: May 12, 2015

M/s Pal Interstate Carrier

.....Petitioner

Versus

Smt. Rekha Rani and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Ashok Kaushik, Advocate
for the petitioner.

Mr. Mohan Singh, Advocate for
Mr. S.K. Panwar, Advocate
for respondent Nos.1 to 4.

SABINA, J

Petitioner has filed this petition challenging the order dated 22.03.2014, whereby application moved by the petitioner for setting aside the award dated 09.12.2010, was dismissed.

Learned counsel for the claimants-respondent Nos.1 to 4 has submitted that they have no objection, if the application moved by the petitioner for setting aside the *ex parte* award dated 09.12.2010 is allowed. Learned counsel has submitted that even before the Tribunal, the claimants had stated that they had no objection, if the application moved by the petitioner was allowed.

Keeping in view the submissions made by learned counsel for the respondent Nos.1 to 4, this petition is allowed.

Impugned order dated 22.03.2014, is set aside.

Consequently, application moved by the petitioner under order 9 Rule 13 of Code of Civil Procedure, 1908 for setting aside the *ex parte* award dated 09.12.2010, is allowed. Parties are directed to appear before the Motor Accident Claims Tribunal on 07.07.2015.

**(SABINA)
JUDGE**

May 12, 2015
m.singh