

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
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FAO No. 4976 of 2014 (O/M)

Date of decision : 24.4.2015

Daljit Singh and another

..... Appellants

Versus

Surjit Kaur and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Arun Abrol, Advocate, for the appellants.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

This appeal has been filed by the appellants, who happen to be the driver and co-owners of the offending tractor trolley bearing registration No. PB-46-B-4361, against the award dated 6.1.2014, passed by the Motor Accident Claims Tribunal, Amritsar.

The only contention raised by the learned counsel for the appellants that there was a compromise with Surjit Kaur, who is also known as Kashmir Kaur and Rs. 85,000/- was given to the claimants in lieu of compensation. An affidavit in this regard was filed. The Tribunal had noticed that Rs. 85,000/- has been paid to the claimants and the same was deducted from the compensation calculated by the Tribunal and the award for the remaining amount was passed. It also comes out that the deceased had left behind

not only Surjit Kaur, but also two minor children. There was no mention of alleged compromise on behalf of the minor children. The compromise does not state that the payment is made as full and final settlement to satisfy the claim of the claimants as well as of the minor children. It being so, there is no illegality or infirmity in the award dated 6.1.2014, passed by the Tribunal.

The present appeal is accordingly dismissed.

(KULDIP SINGH)
JUDGE

24.4.2015
sjks