

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3449 of 2015

In
MA 645 of 2000

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Ramdeo Sah, Son of Late Bachchan Sah, resident of Village- Tetaria, P.O.-
Tetaria, P.S.- Rajepur, District- East Champaran.

.... Petitioner

Versus

1. The New India Insurance Company Ltd. through Chairman Cum Managing Director Sri G. Sri Nivasan, Head Office, New India Insurance Building No. 87 M.G. Road Fort Bombay- 400023.
2. Harsh Prasad, Driver Son of Lakhan Bhagat, resident of Village- Gheghwa, P.S.- Madhubani, District- East Champaran.
3. Kumari Rigini Thakur, W/o Kaushal Kishore Thakur, resident of Mohalla- Belbanawa Motihari, P.S.- Town, District- East Champaran.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Bijay Kumar Pandey

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

2 09-03-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

This is a petition for contempt for non-compliance of
order dated 06.08.2010 passed in M.A. No. 645 of 2000 for grant
of compensation under the Motor Vehicle Act.

The award given under Motor Vehicle Act is
implemented under Section 174 of Motor Vehicle Act.

Having regard to the fact there is special provision for
recovery of money from the Insurance Company provided under
Section 174 of the Motor Vehicle Act and so the order is required

to be implemented by the forum provided by law. The contempt proceeding is not to implementation of the award or degree.

Hence, the contempt petition is not maintainable and is hereby dismissed.

m.p.

(Gopal Prasad, J)

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