

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

**C.M No.27825-CII-2014 in/and
F.A.O. No.10085 of 2014
Date of Decision : 12.01.2016**

Oriental Insurance Company Limited

..... Appellant

Versus

Irfan Khan and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Ms. Vandana Malhotra, Advocate
for the appellant.

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

AJAY TEWARI, J. (Oral)

C.M. No.27825-CII-2014

For the reasons recorded, the application is allowed subject to
all just exceptions. Delay of 63 days in filing the appeal is condoned.

FAO No.10085-2014

This appeal has been filed by the Insurance Company on the
ground that in paragraph 20 of the award the finding has been given that
licence of the driver was fake and therefor the appellant is not liable to pay
the compensation to the respondent No.1.

In paragraphs 18 & 19 the Court has held that the driver did have a license but it was not valid for driving a tractor with trolley. In the circumstances, the mere finding in paragraph 20 that the license 'was fake' would have to mean that the license was not effective for driving tractor with trolley.

With the aforesaid clarification, the appeal stands disposed of.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

January 12, 2016

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**(AJAY TEWARI)
JUDGE**