

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

**FAO-3837-2014 (O&M)
Date of decision : 18.02.2016**

National Insurance Co. Ltd.

...Appellant

Versus

Amarjeet Kaur and others

...Respondents

CORAM : HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rajneesh Malhotra, Advocate for the appellant.

None for respondent No.1.

Mr. S.S. Siao, Advocate for respondent Nos.2 and 3.

JITENDRA CHAUHAN, J. (ORAL)

The appellant-Insurance Company has preferred the present appeal against the impugned Awarded dated 12.11.2013, passed by the learned Motor Accident Claims Tribunal, S.A.S. Nagar (Mohali) (for short, 'the Tribunal').

At the very outset, the learned counsel for the appellant restricts his submission to the extent that the matter may be remanded back to the learned Tribunal for adjudicating afresh on the issue of the validity of the driving licence, Ex.R-6, keeping in view the report received from the Licensing Authority, Mathura.

Heard.

The report, Annexure A-2 has been obtained from the competent authority through due process, which suggests that the driver held a valid driving licence on the date of accident.

Resultantly, the impugned award dated 12.11.2013, of the learned Tribunal is set aside and the matter is remanded back to the learned Tribunal for adjudication afresh with regard to the veracity/validity of the driving licence, in the light of the report, Annexure A-2. The record pertaining to the appeal be sent to the learned Tribunal forthwith. The parties shall appear before the learned Tribunal on 29.04.2016.

Consequently, without adverting to the merits of the present case, the present appeal is disposed of.

18.02.2016

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**(JITENDRA CHAUHAN)
JUDGE**