

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

FAO No.590 of 2016 (O&M)
Date of Decision :23.02.2016

Oriental Insurance Company LimitedAppellant

Versus

Munish Kumar and OthersRespondents

Coram Hon'ble Mr. Justice Amol Rattan Singh.

Present: Mr.S.S.Sidhu, Advocate for the appellant.

As noticed in the order dated 27.01.2016, learned counsel for the appellant had very fairly referred to the order of a coordinate Bench, passed in another appeal filed by the appellant/Insurance Company, against the Award of the learned Motor Accident Claims Tribunal dated 06.11.2015, which appeal was dismissed and he had sought time to produce a copy of the said order.

Today, he has produced a copy of the order dated 25.01.2016, passed in FAO No.430 of 2016, wherein the plea of contributory negligence, as was raised by the appellant, has already been rejected.

On query, he submits that no ground has been raised by the appellant, as regards the quantum of compensation awarded in the claim petition out of which this appeal arises.

In view of the above, as a co-ordinate Bench has already adjudicated upon the issue of contributory negligence, in another appeal filed by the Insurance Company, against the same Award as has been impugned in the present appeal, I find no reason to disagree with the reasoning given. Consequently, this appeal is also dismissed.

23.02.2016
anil

(Amol Rattan Singh)
Judge