

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

**FAO-8485-2015 (O&M)
in MACT Petition No.45 of 2014**

Date of decision: 28.04.2016

Angrej Singh

...Appellant

Versus

Babal Devi and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Pawan Malik, Advocate for
Mr. C. M. Munjal, Advocate
for the appellant.

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JITENDRA CHAUHAN, J.

The instant appeal has been preferred by the appellant-owner, challenging the award dated 27.07.2015, passed by learned Motor Accidents Claims Tribunal, Chandigarh (for short 'the Tribunal').

The only submission raised by the learned counsel for the appellant is that respondent No.4-Akhilesh Kumar removed the vehicle without the permission of one-Parvinder Singh, who had borrowed the vehicle from the appellant without his permission or knowledge.

However, as per the version of said Parvinder Singh, the borrower, the vehicle was parked outside the house when it was taken by

respondent No.4 unauthorisedly, but there is nothing on record such as FIR or DDR to substantiate the same and thus, it deserves rejection. This witness did not produce any evidence on record that he had lodged the complaint against removal of the vehicle by respondent No.4 from his house. Therefore, this Court feels that there is no illegality or perversity in the impugned award passed by the learned Tribunal.

Dismissed.

The statutory amount deposited by the appellant be placed at the disposal of the Tribunal for disbursement.

28.04.2016

sumit.k/ashok

**(JITENDRA CHAUHAN)
JUDGE**