

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

FAO No.440 of 1995 (O&M)
Date of decision: February 01, 2017

National Insurance Company Ltd. ...Petitioner

Versus

Balbir Kaur and others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Deepak Suri, Advocate for the appellant.
Mr. Vinod Gupta, Advocate for respondent No.10 New
India Assurance Company Limited.

Rajan Gupta, J.(oral)

An accident took place on 22.12.1992. One Gurbachan Singh died in the accident. A claim petition was filed by his widow and minor children. Tribunal came to the conclusion that deceased died as a result of rash and negligent driving by driver of the offending vehicle. It assessed the compensation of Rs.2,88,000/-. It, however, was found that owners namely, Lachhman Singh and Nirmal Singh had sold the truck to Amrik Singh and Sital Singh. Thus, both the policies i.e. Ex.R-1 and Ex.R-2 would be operative. It asked both insurance companies i.e. appellant as well as respondent No.10 to indemnify the claimants to the extent of half share each.

I find no infirmity with the order. The accident took place way

back in the year 1992. Claimants may have received the compensation by now. There is no ground for reappraisal of evidence at this stage.

Dismissed.

(RAJAN GUPTA)
JUDGE

February 01, 2017
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No