

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 31.07.2017****FAO No.2953 of 2004 (O&M)**

Harwinder Singh

...Appellant

Vs.

Nasib Singh & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. T.C.Dhanwal, Advocate, for the appellant.

Mr. G.D.Gupta, Advocate, for respondent No.3.

RAJIV NARAIN RAINA, J. (ORAL)

This is a case of lack of evidence with respect to the accident and the injuries claimed. The Tribunal has dismissed the petition. The medico legal report shows injury by blunt weapon while the claimant's version was that a Tanker hit him at about 8.30 PM after he and his father closed their barber shop and were proceeding home. In the report of Delta Spiral CT & U/S Scan Centre annexed as Annex A-3, the categorical clinical finding is that no fracture was reported; there was slight soft tissue swelling in the left orbital region but there was no epidural, subdural, intracerebral or subarachnoidal hemorrhage seen. The report is dated 01.03.2003 and the alleged accident is imputed on the same day. The finding is that an accident by vehicle was not proved by evidence to have taken place at the spot alleged.

Thus, no ground is made out for interference with the award of the Motor Accidents Claims Tribunal, Sangrur. The instant appeal is devoid of merit and is ordered to stand dismissed by affirming the no-compensation award.

31.07.2017
Vimal

[RAJIV NARAIN RAINA]
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>