

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

(533)

**FAO-5318-2006 (O&M)
Decided on: July 08, 2017.**

Avtar Singh

.... Appellant

Versus

Gurcharanjit Singh etc.

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Appellant in person with
Mr. N.S. Chahal, Advocate, for the appellant.

Mr. Harsh Aggarwal, Advocate, for respondent No.2.

Mr. Sandeep Suri, Advocate, for respondent No.3 with
Mr. Deepak Malik, Asstt. Manager, National Insurance
Company.

M.M.S. BEDI, J (ORAL)

The controversy pertaining to the permanent disability suffered by the appellant, has been raised as the appellant was not able to produce any disability certificate regarding the fracture of his right lower limb before the Tribunal. He had been awarded a sum of Rs.5,000/- as compensation.

Appeal has been preferred along with disability certificate seeking permission to produce the additional evidence. The disability certificate has been carefully perused. Though the representative of the insurance company does not admit the same but in view of the said certificate, prima facie being correct, the representative and counsel for the insurance company has been asked to pay enhanced compensation by amicably resolving the dispute. A cover note also prima facie indicates that the vehicle was insured at the time of the accident.

With the intervention of the Lok Adalat, the claimant has offered, in case he is paid a sum of Rs. 1 lac, he would be satisfied, whereas the respondents Insurance Company offers only Rs.20,000/- as compensation.

On intervention of the Lok Adalat, both the parties have amicably resolved that award be enhanced to Rs.30,000/-. Award is enhanced with the consent of the parties and with the intervention of the Lok Adalat to Rs.30,000/- to be paid within a period of two months. The liability of the respondent PRTC and Insurance Company will be joint and several. In case, the amount is not paid within a period of two months, the appellant will be entitled to interest at the rate of 6% per annum from the date of this award which would otherwise be executable as per the Legal Services Authority Act.

The appeal is disposed of accordingly.

(M.M.S. BEDI)
PRESIDING OFFICER
NATIONAL LOK ADALAT

(MAYURI LAKHANPAL KALIA)
MEMBER

July 08, 2017
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No