

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

FAO No.2223 of 2011 (O&M)

Date of decision: February 03, 2017

Kalu Ram @ Karan Singh

... Appellant

Versus

Rajesh Kumar & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Sharad Chaudhary, Advocate for the appellant.

Respondent No.1 already ex-parte.

Mrs. Shamsheer Kaur, Advocate for respondent No.3.

Rajan Gupta, J.(oral)

Present appeal is directed against the award passed by the tribunal, whereby it dismissed the claim petition preferred by the appellant.

Claim was lodged on the basis that claimant Kalu Ram @ Karan Singh was injured in the accident in question and suffered number of injuries. Tribunal came to the conclusion that accident was not caused due to rash and negligent driving by driver of the offending vehicle. On the other hand, same occurred as an animal came in front of the vehicle resulting in the accident. Though it assessed the compensation to be awarded as ₹ 49,264/-, but in view of its finding on issue No.1, it rejected the claim. There is nothing on record to show that finding arrived at by the tribunal is not in consonance with the evidence on record. Thus,

appeal is without any merit and is hereby dismissed.

(RAJAN GUPTA)

JUDGE

February 03, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No