

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

**C.W.P. No.26661 of 2014
Date of Decision:22.08.2017**

National Insurance Co. Ltd.Petitioner

Vs.

Satpal and othersRespondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Nitin Gupta, Advocate for the petitioner.

Mr. Amandeep Hooda, Advocate for respondent No.1.

Mr. N.K. Malhotra, Advocate for respondent No.2.

Rakesh Kumar Jain, J. (Oral)

This petition is filed by the Insurance Company to challenge the award of the Permanent Lok Adalat (Public Utility Services), Bhiwani dated 10.07.2014 by which application filed by respondent No.1 under Section 22(C) of the Legal Services Authority Act, 1987 (for short, 'the Act') has been allowed to the extent of service charges.

After notice, the respondents have put in appearance. Reply on behalf of respondent No.1 has been filed in Court today, which is taken on record.

At the time of notice of motion, the following order was passed by this Court:-

“If there is a scope for interference, it should only be with reference to the service charge, for, it was not consequential to the replacements that were necessary on account of accident.

Notice of motion for 27.04.2015.

Interim stay on condition that the amount as awarded by the Permanent Lok Adalat is deposited. The complainant shall be permitted to withdraw all the amounts except the amount covered under P3 without any security. The amount be deposited within a period of 4 weeks from the date of receipt of copy of this order, failing which, the stay granted shall stand vacated.”

Since the notice was issued only to consider the arguments of the petitioner in respect of the service charges which are given up by respondent No.1, therefore, this petition is hereby disposed of with the observation that the petitioner would not be liable to pay the service charges only.

August 22, 2017
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No