

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

Date of Decision: 13.10.2017

(1) FAO No. 3283 of 2014 (O&M)

Sahid and another

.....Appellants

Versus

Parveen Kumar and another

.....Respondents

(2) FAO No. 3284 of 2014 (O&M)

Sahid and another

.....Appellants

Versus

Rinku and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. J.P. Sharma, Advocate
 for the appellants.

Respondent No.1 exparte (vide order dated 25.11.2014).

Mr. Pardeep Kumar, Advocate
for respondent No.2-Insurance Company.

AVNEESH JHINGAN, J.

The present appeals have been filed by the driver and owner of Truck bearing registration No.HR-55-M-3718, against the award dated 18.11.2013 passed by the Motor Accidents Claims Tribunal, Narnaul (for short 'the Tribunal').

The only issue involved in the present cases is that the Insurance Company has been given recovery rights as the validity of the driving licence was challenged.

During pendency of these appeals, the appellants produced the driving licence and counsel for the Insurance Company-respondent No.2 sought time to verify the said licence. Counsel for the Insurance Company states that it will take time to verify the driving licence.

Since even after receipt of the verification report, there may be an occasion that some more evidence or investigation may be required, it is deemed appropriate in the facts and circumstances of the case that the issue regarding recovery rights, be decided by the Tribunal afresh on receipt of verification report or any other material produced by the parties before it.

The appeals are accordingly disposed of and the matter only regarding recovery rights is remanded back to the Tribunal.

Thus, parties are directed to appear before the Tribunal on 23.11.2017.

The appeals are disposed of accordingly.

13.10.2017
reema

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable: Yes/No