

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

CR No.7201 of 2018

Date of Decision:23.10.2018

Deepak

.....Petitioner

Vs.

Narender and others

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Gopal Sharma, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

By this petition the petitioner seeks the setting aside/modification of the impugned order dated 27.09.2018 (Annexure P-1), passed by the learned Motor Accident Claims Tribunal, Rewari.

Learned counsel for the petitioner points to paragraph 4 of the Award passed by the learned Motor Accident Claims Tribunal, Rewari, on October 5, 2016 (a copy of which is Annexure P-2), wherein it is recorded that the matter had been settled between the parties, i.e. the claimant/petitioner and the insurance company before the learned Lok Adalat, with the claim settled at Rs.16 lakhs, on account of the injury suffered by him in the motor accident.

That being so and obviously no appeal therefore having been filed by the respondent insurance company against the aforesaid Award, I see no reason as to why the petitioner, who is shown to be about 20 years old even on the date of the Award and therefore he being about 22 years of age as of today, should be denied the compensation awarded to him.

Consequently, without issuing notice to any of the respondents, the compensation amount having been settled by way of a compromise before the Lok Adalat, this petition is allowed, with the learned MACT, Rewari, now directed to pass an order directing the bank with which the compensation amount is deposited, to release such amount in favour of the petitioner, within a period of 2 months.

(AMOL RATTAN SINGH)
JUDGE

October 23, 2018.

dharamvir/dinesh

Whether speaking/reasoned : YES
Whether Reportable : NO