

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

326

FAO No.567 of 1990 (O&M)
Date of decision: 07.02.2018

The New India Assurance Co. Ltd.

..Appellant

Vs.

Jagmohan Singh and Another

..Respondents

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Neeraj Khanna, Advocate
for the appellant.

Mr. Vinod K. Kanwal, Advocate
for Mr. Ashit Malik, Advocate
for respondent No. 1.

AJAY TEWARI, J.(ORAL)

This appeal has been filed by the Insurance Company against the award passed by the Workmen Compensation Commissioner under the Workmen Compensation Act, 1923 awarding an amount of rupees ₹ 1,25,258/-.

The sole ground taken by appellant-Insurance Company is that as per the report of Licensing Authority the injured respondent did not have a valid driving license. The Commissioner had considered this aspect and has stated that even to prove the report, a person has to appear so that he could have been cross examined and the appellant-Insurance Company could not rely upon mere production of report to contend that the respondent did not have a valid driving license.

In my opinion, the reasoning given by the Commissioner cannot be defaulted.

Accordingly, the appeal is dismissed.

Since the main case has been decided, the pending C.Ms , if any, also stand disposed of.

February 07, 2018
Poonam (II)

(AJAY TEWARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether reportable:</i>	<i>No</i>