

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

205

**FAO No.275 of 1998 (O&M)
Date of Decision : 01.08.2018**

United India Insurance Company Ltd.

..... Appellant

Versus

Amarjit Kaur and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Neeraj Khanna, Advocate for
Mr. Ravinder Arora, Advocate
for the appellant.

Mr. H.S.Baath, Advocate
for respondent No.6.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the award dated 18.10.1997 passed by the Motor Accidents Claims Tribunal, Ludhiana awarding a sum of Rs.1,50,000/- for the death of Surinder Singh in an accident which took place on 01.04.1995.

Since the ground raised by the appellant-Insurance Company is very limited detailed reference to the facts would not be required. The ground is that the deceased was a gratuitous passenger in truck and therefore, the Insurance Company had to be given right to recover the amount from the owner.

Learned counsel for respondent No.6 is not in a position to dispute this proposition of law.

Accordingly the appeal is allowed and the appellant is entitled to recover the amount of compensation from the owner.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

01.08.2018

Pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No