

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

208

**IOIN-FAO-2790-2003 in/and
FAO-2790-2003 (O&M)
Date of Decision : 9.5.2018**

National Insurance Co. Ltd.

..... Appellant

Versus

Rakha and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Suman Jain, Advocate
for the appellant(s).

AJAY TEWARI, J. (Oral)

On the last date the following order was passed :-

“On 26.2.2018, the following order was passed :-

“Learned counsel for the appellant seeks last opportunity of three weeks' time to supply fresh/complete address of respondents No.1 to 5.

Allowed as prayed for. Consequently, last opportunity of three weeks' is granted to the appellant to do the needful. In case fresh address is submitted let respondents No.1 to 5 be served for 21.05.2018. In case no address is submitted the appeal be listed for hearing on 19.03.2018.”

Even today learned counsel for the appellant seeks some more time to supply fresh/complete address of the respondent No. 1 to 5. Although there is no justification for granting more time for this purpose, however on the persistent request of learned counsel for the appellant, three weeks time is granted to him subject to the cost of Rs.5000 /- to be deposited in the Mediation and Conciliation Centre of this Court. In case fresh/complete address is filed after deposit of cost, fresh notice be issued to respondents No. 1 to 5 for 25.7.2018, in case fresh address is not filed list this case on 18.4.2018.”

Neither complete/fresh address of respondents No. 1 to 5 has been filed nor the costs have been paid. I find the only ground taken by the insurance company was that since deceased was murdered neither the employer nor the insurance company would be liable. Once however it is not disputed that murder was committed during the course of his employment this argument would not avail.

Consequently, the appeal stands dismissed.

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

9.5.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No