

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO No. 2227 OF 2001(O&M)
Date of decision: 22.01.2018

National Insurance Co. Ltd. .. Appellant

vs.

Yusuf and others .. Respondents

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. R.M. Suri, Advocate
for the appellant.

Mr. Gaurav Sethi, Advocate
for respondent No.6.

Harinder Singh Sidhu, J.

This appeal has been filed by the appellant-National Insurance Co. Ltd. against the award dated 21.11.2000. Before learned Tribunal, the driver and the owner, respondents No. 5 and 6 respectively, were proceeded against ex-parte. Hence, the driving licence of the driver was not produced.

When this case come up for hearing on 16.03.2016, learned counsel for the appellant had stated that even though the driving licence was not produced before learned Tribunal, however, if the driving licence is produced before this Court and is found to be valid, the appellant-Insurance Company would not press this appeal. Thereafter, learned counsel for respondent No.6 obtained the original driving licence, which was handed over to Mr. Suri to verify the same.

On 08.08.2016 learned counsel for the appellant sought more time to verify the genuineness of the driving licence and again stated that if the driving licence is found to be valid, he would withdraw the appeal.

Today i.e. 22.01.2018 Mr. Suri has placed on record a report of one Mr. Chandra Prakash Gupta, Investigator, General Insurance Company Ltd., Dena Bank Bareilly, addressed to the Branch Manager, National Insurance Co.Ltd., Budaun. As per this, the driving licence No. S-778/BDN/90 of Ajeet Singh has been certified to be valid on the date of the accident i.e. 05.08.1995. The report is taken on record.

Learned counsel for the appellant states that in view of the above, he does not press this appeal.

The appeal is accordingly disposed of.

22.01.2018
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(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No