

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

CWP No. 12019 of 2016.

Date of Decision: 29.11.2018.

TATA AIG General Insurance Company Limited

... Petitioner

Versus

Rampal and others

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Rajesh K. Sharma, Advocate,
for the petitioner.

Mr. Rajesh Bansal, Advocate,
for respondent No.1.

None for respondent No.2.

Mr. Manmohan Saroop, Advocate for
Mr. Gaurav Gupta, Advocate,
for respondent No.3.

JITENDRA CHAUHAN.J.(ORAL)

By filing the present petition, the petitioner-TATA AIG General Insurance Company Limited challenges the order dated 04.11.2015 (Annexure P-7) passed by the Permanent Lok Adalat (Public Utility Services), Panipat (for short “the Lok Adalat”).

Learned counsel for the petitioner states that wife of respondent No.1, Mamta filled in the proposal form (Annexure P-7) whereby she made a declaration that she had a gross income of Rs.1,80,000/- per annum and further declaration that she undertakes that the sum assured will not be greater than 10 times of her gross

annual income. For the reasons best known to the petitioner, the document (Annexure P-7) relied upon now was withheld from the Lok Adalat. Thus, the learned Lok Adalat was deprived of the benefit of perusal and appreciation of the same. The case of the parties rest on this document, therefore, the matter is remanded to the Lok Adalat to decide afresh after considering the proposal form stated to be filled and submitted by deceased Mamta, wife of respondent No.1. However, the same shall be subject to costs of Rs.5000/- which the petitioner shall pay to respondent No.1.

The parties are directed to appear before the Lok Adalat on 10.01.2019.

Disposed of.

29.11.2018.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No