

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

-.-

FAO 818 of 2010
Date of decision: 06.04.2018

Naveen Rana alias Naveen Chauhan *Appellant*

Versus

Partap Singh and another *Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Ms Mansi Bansal, Advocate
for the appellant

None for respondent No. 2

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Rekha Mittal, J. (Oral)

The present appeal directs challenge against award dated 05.02.2009 passed by the Motor Accidents Claims Tribunal, Ambala (hereinafter to be referred as 'the Tribunal') whereby application for grant of compensation filed under Section 163-A of the Motor Vehicles Act, 1988 has been dismissed primarily on the ground that the injured was the borrower of the motor cycle in question from the insured and as the insurance company is not liable to indemnify the insured for injury or death of himself unless there is a special contract between the insured and insurer, claimant cannot press for grant of compensation.

The controversy raised in the present appeal is squarely covered by the judgment of this Court ***Reliance General Insurance Company Limited vs. Jaswinder Pal Kaur and others*** (FAO No. 1840 of 2015, decided on 22.08.2017).

For the foregoing reasons, the appeal fails and is accordingly dismissed. No order as to costs.

(Rekha Mittal)
Judge

06.04.2018

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