

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

FAO-3939-2013 (O&M)

Date of Decision:01.05.2018

Sarla Devi

.....Appellant

Versus

Chandgi Ram and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Ramesh Sharma, Advocate,
for the appellant.**

None for respondent No.2.

**Mr. Suvir Dewan, Advocate,
for respondent No.3-Insurance Company.**

HARI PAL VERMA, J.(Oral)

Appellant has filed the present appeal impugning the award dated 14.03.2013 passed by learned Motor Accident Claims Tribunal, Kaithal, (for short “the Tribunal”), whereby the claim petition filed by the appellant-claimant under Section 166 of the Motor Vehicles Act, 1988, seeking compensation on account of damages to the vehicle bearing registration No.MH-14/TRU-970, was dismissed.

I have heard the learned counsel for the parties.

The claim petition was dismissed as the claimant has failed to examine the surveyor in support of her claim petition. In order to prove that the vehicle owned by the claimant was damaged in the accident, it was incumbent upon the claimant to adduce her evidence as regards damages of

the vehicle, which is otherwise possible only through the surveyor.

Accordingly, this Court does not find any merit in the instant appeal and the same is hereby dismissed.

May 01, 2018
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No