

CWP No.648 of 2018

Date of Decision: 03.10.2018.

New India Assurance Co. Ltd

....Petitioner

Versus

Rajesh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. Vinod Gupta, Advocate
for the petitioner.Mr. Ravinder Hooda, Advocate
for respondent No.1.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is directed against the order of the Permanent Lok Adalat (Public Utility Services), Ambala (for short “the PLA”) dated 23.01.2015 by which an application filed by respondent No.1 under Section 22 C of the Legal Services Authorities Act, 1987 (for short “the Act”), has been allowed.

Learned counsel for the petitioner has referred to a decision rendered by this Court in *CWP No.10896 of 2012* titled as “M/s D.S. Transport Corporation vs. The Court of Permanent Lok Adalat and another”, decided on 19.09.2016 to contend that the Permanent Lok Adalat has no jurisdiction to decide the claim for compensation arising out of a motor vehicular accident.

Learned counsel for respondent No.1 has failed to cite any law to the contrary.

In view thereof, relying upon the decision rendered by this

Court in the case of *M/s D.S. Transport Corporation (supra)*, the present petition is allowed and the impugned order dated 23.01.2015 is hereby set aside.

It is needless to mention that the aggrieved party/respondent No.1 may avail any other remedy in accordance with law.

(RAKESH KUMAR JAIN)
JUDGE

October 03, 2018

Jyoti-IV

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