

**CM No. 4967-CII of 2018 in/and
FAO No. 6048 OF 2016
Date of Decision: 13.3.2018**

Pooja Rani and others

---Applicants-Appellants

versus

Jaswinder Singh and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Pankaj Katia, Advocate,
for non-applicants-appellants**

**Ms. Vandana Malhotra, Advocate
for the applicant-insurance company**

Rekha Mittal, J.

CM No.4967-CII of 2018

Prayer in this application is for preponing FAO No. 6048 of 2016 and disposing of the appeal in terms of compromise between the claimants and the insurance company.

Notice of the application to counsel for the non-applicants-appellants.

Mr. Pankaj Katia, Advocate, accepts notice on behalf of the non-applicants-claimants. He has got no objection if the appeal is taken on Board and disposed of in terms of the compromise between the parties.

In view of the above, the application is allowed. FAO No. 6048 of 2016 is taken on Board.

FAO No. 6048 of 2016

Counsel for the insurance company would state that as per

settlement between the parties, the insurance company has agreed to pay an amount of Rs. 4,00,000/- over and above the compensation awarded by the Motor Accidents Claims Tribunal, Rupnagar (in short “the Tribunal”) vide award dated 3.11.2015.

Counsel for the claimants would state that the appeal may be disposed of subject to the insurance company paying an amount of Rs. 4,00,000/- in addition to the compensation awarded by the Tribunal.

In view of the above, the appeal stands disposed of having been compromised between the claimants and the insurance company. The additional amount of Rs. 4,00,000/-, shall be paid in favour of claimant Nos. 1 and 2 to the extent of Rs. 1.5 lakhs in favour of claimant No.1 and Rs. 2.5 lakhs in favour of claimant No.2. The share of claimant No. 2 shall be invested in a fixed deposit payable on his attaining age of majority or for a period of three years, whichever is later. Interest accruing on FDR shall be payable to mother of the minor for meeting expenses on his education and living. The amount of Rs. 4,00,000/- shall be deposited with the Tribunal within a period of two months.

(Rekha Mittal)
Judge

13.3.2018

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No