

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

109-1

**FAO No.8869 of 2014 (O&M)
Date of decision: 26.11.2018**

Jaswinder Kaur and others

..... Appellants

Versus

Gurpreet Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Vaibhav Sehgal, Advocate for the appellants.

Mr. Lalit Garg, Advocate for respondent No.3.

ANIL KSHETARPAL, J. (ORAL)

Owner is in the appeal against the award passed by the learned Motor Accident Claims Tribunal granting recovery rights to the Insurance Company on the ground that validity of the driving licence of the offending vehicle has not been proved. During the pendency of the appeal, Insurance Company has verified the genuineness of the driving licence and learned counsel appearing for the Insurance Company has made a statement on the basis of a verification report sent by a surveyor/loss assessor certifying that the driving licence in question is valid and genuine. The copy of the report of the surveyor is taken on record as Mark 'C'.

In view thereof, the appeal filed by the owner deserves to be allowed and the recovery rights given to the Insurance Company by the Motor Accident Claims Tribunal shall stand set aside.

Appeal is allowed.

26.11.2018
Dinesh Bansal

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No