

FAO No.4283 of 2019 (O&M)  
Date of Decision: 25.07.2019

Universal Sompo General Insurance Company Ltd.

.....Appellant

Versus

Bhinder Kaur and others

.....Respondents

**CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR**

Present: Mr. Amit Kundra, Advocate for the appellant.

**NIRMALJIT KAUR, J. (ORAL)**

Learned counsel for the appellant/insurance company while praying for setting aside the award dated 02.02.2019, passed by the Motor Accident Claims Tribunal, Patiala (for short, the Tribunal) argued that FIR was registered against unknown vehicle. The said vehicle was not involved and the same has been done with the connivance of interested people. Even the witnesses are their own family members.

Heard.

No doubt the FIR was registered against unknown vehicle, however, the charge-sheet has been filed against respondent No.4- Balwinder Singh, who was stated to be driving the Alto Car bearing No.PB-11AX-5750 of whose owner was Darshan Singh. The said charge-sheet has been filed after due investigation and therefore, for the purpose of the motor accident claim, it cannot be doubted at this stage that the said car was not involved.

In view of the same, the present appeal is dismissed being devoid of merit.

**(NIRMALJIT KAUR)**  
**JUDGE****25.07.2019**  
*sandeep*