

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

CR No. 3623 of 2019

Date of Decision: 30.05.2019

Bittu

.....Petitioner

Vs.

Jagan Lal and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Bhisham Kumar Majoka, Advocate, for the petitioner.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, the petitioner challenges the order of the learned Motor Accidents Claims Tribunal, Panipat, dated 02.04.2019, by which his defence as respondent no. 2 in the claim petition has been struck off, on the ground that more than 90 days had elapsed since the time he stood served of notice issued to him.

On specific query, learned counsel for the petitioner submits that though, vide the impugned order, the next date fixed was 01.05.2019, neither on that date, nor on the next date, i.e. 21.05.2019, was any evidence led on behalf of the claimants in the petition.

That being so, subject to the aforesaid contention being correct to the effect that no evidence has been led so far, and the petitioner paying Rs. 2,000/- as costs to the claimants (in the claim petition), this petition is allowed, with the impugned order set aside to that extent and the petitioner permitted to file his written statement within 15 days from today.

May 30, 2019

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(AMOL RATTAN SINGH)

JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.