

FAO-429-2006

Raksha Bansal and others Vs. Deep Chand and others

Present:- Mr. M.S. Sidhu, Advocate along with
Ms. Raksha Bansal appellant No.1 and
Ms. Sampda Bansal, appellant No.3.

Mr. Anuj Balyan, Advocate for
Mr. Naveen Kumar Jaglan, Advocate
for the respondent.

Appellants-Raksha Bansal is the widow whereas Tripta Bansal and Sampda Bansal are the daughters of deceased Som Parkash Bansal, who died in a motor vehicle accident that had taken place on 14.12.2003. Learned MACT, Patiala vide its award dated 12.11.2005 granted the compensation of Rs.8,40,000/- in favour of the claimants-appellants and fastened the liability on respondents No.1 and 2 i.e. driver and owner.

The claimants-appellants have filed the present appeal for enhancement of the compensation. During the pendency of the appeal, the respondents also filed a compromise dated 27.03.2006 signed by the claimants and respondents No.1 and 2 i.e. Deep Chand and Sanjeev Kumar indicating that the claimants have received an amount by way of cheque as well as cash (detailed in para 2 of the compromise) and undertake to withdraw the present appeal for enhancement of the compensation. The said compromise was signed by all the three claimants.

Notices were issued to the claimants-appellants.

Today, Raksha Bansal and Sampda Bansal have appeared and endorsed the said compromise, which has been marked as 'X'. They have also stated that the said compromise were signed by them and Tripta Bansal in their presence. They have identified the signatures of Tripta Bansal as

well. They further state that in view of the said compromise, they do not want to pursue the said appeal and the same be dismissed as withdrawn.

In view of the said compromise and the statement made by both the claimants and also identifying the signatures of Tripta Bansal on the said compromise and keeping in view their stand for withdrawal of the appeal, the same be dismissed as withdrawn.

(J.C. Verma)
President

(Arvind Kumar)
Member

03.12.2019
Atul