

Mahesh Kumar (since deceased) through his LR's

.....Appellants

Versus

Mohit Saini and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Sumit Gupta, Advocate
for the appellants.

Mr. R.S. Rana, Advocate for
Mr. Sandeep K.Sharma, Advocate
for respondent No.1.

Mr. Rajneesh Malhotra, Advocate
for respondent No.2.

NIRMALJIT KAUR, J. (ORAL)

The matter comes up on an application filed by the appellant for placing on record the additional evidence in the shape of medical bills with respect to the medical treatment. Meanwhile, the appellant too had died and the legal heirs of the appellant have been impleaded accordingly. It is further stated that the injured Mahesh Kumar died on account of injuries suffered by him. It is further submitted that some medical bills which are being placed on record after the death are also available to prove that.

Be that as it may, in these circumstances, the award dated 04.01.2013 passed by the Motor Accident Claims Tribunal, Jhajjar (for short, the Tribunal) is set aside and the matter is remanded back to the Tribunal for returning the findings on the additional evidence placed on record. The Tribunal shall be at liberty to take the additional evidence as

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placed on record and any other fresh plea as raised by the appellants. Equal opportunity shall be given to the respondents to defend the case. Further, the case be decided as expeditiously as possible.

Disposed off as above.

(NIRMALJIT KAUR)
JUDGE

21.08.2019
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No