

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

**CM-5286-CII-2019 in/and
FAO No.3580 of 2015**

Date of Decision: 15.03.2019

Inder Devi and anotherAppellants

Versus

Farzand Ali alias Kallan and othersRespondents

Coram: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present: Mr. Suresh Kumar Kaushik, Advocate
for the appellants.

Mr. Rajbir Singh, Advocate
for respondent No.3-Insurance Company.

ARUN KUMAR TYAGI, J.

CM-5286-CII-2019

Prayer in the application is for pre-poning the matter and disposing of the same in terms of the compromise between the appellants/claimants and the applicant-respondent No.3-Insurance Company.

For the reasons mentioned in the application, the same is allowed and the appeal is pre-poned for today itself.

FAO No.350 of 2015

The claimants-parents of deceased-Sher Singh filed claim petition under Section 166 of the Motor Vehicles Act, 1988 for award of compensation on account of death of their son-Sher Singh due to injuries suffered in motor vehicular accident which took place on 22.06.2013. The petition was allowed by the Motor Accident Claims Tribunal, Rohtak vide award dated 28.01.2015 whereby amount of

Rs.6,24,000/- with costs and interest was awarded to the claimants with directions to the respondents No.1 to 3 to pay the amount jointly and severally.

Feeling aggrieved, the claimants filed present appeal for enhancement of the compensation awarded. During pendency of the appeal, claimants have compromised the matter with applicant-respondent No.3-Insurance Company which has paid an amount of Rs.3,50,000/- over and above the amount of compensation awarded by the Tribunal by way of account payee cheque dated 06.02.2019 in full and final settlement of their claim. Learned Counsel for the appellants has received the cheque and acknowledged the compromise.

Accordingly, the appeal is disposed of in terms of the abovesaid compromise.

**(ARUN KUMAR TYAGI)
JUDGE**

15.03.2019
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Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No