

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

Date of decision: 15.03.2019

FAO No.5579 of 2016 (O&M)

Kiran and others

... Appellants

Versus

Sanjay Kumar and another

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Anshuman Dalal, Advocate for the appellants.
Mr. Manmohan Jain, Advocate for the insurance company.

REKHA MITTAL, J. (Oral)

CM No.19113-CII of 2016

Prayer in this application is for condonation of delay of 133 days in filing the appeal.

In view of averments made in the application supported by an affidavit of Smt. Kiran Devi, one of the appellants coupled with that provisions of the Motor Vehicles Act, 1988 providing for compensation are benevolent social legislation, application is allowed and delay of 133 days in filing the appeal is condoned subject to the condition that the claimants shall forgo interest for the period of delay, in case compensation is enhanced.

Main Case

For order, see detailed order of even date passed in connected appeal i.e. FAO No.5275 of 2016 titled 'Laxmi and others VS. Sanjay Kumar and another'.

15.03.2019

ashok

**(REKHA MITTAL)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No