

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

Date of Decision: 29.01.2019

1. FAO No.208 of 2017 (O&M)

Parveen

..... Appellant

Versus

Anita and others

..... Respondents

2. FAO No.273 of 2017 (O&M)

Ranjeet Singh

..... Appellant

Versus

Anita and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. B.S. Sewak, Advocate
for the appellant (in FAO-208-2017).

Mr. Rajinder Mathur, Advocate
for the appellant (in FAO-273-2017).

Mr. Parshant Sethi, Advocate
for respondents No.1 to 6 (in both appeals).

Mr. Vinod Gupta, Advocate
for respondent No.7-Insurance Company (in both appeals).

ANIL KSHETARPAL, J. (ORAL)

CM-697-CII-2017 in FAO-208-2017

Application is allowed and the delay is condoned.

CM-895-CII-2017 in FAO-273-2017

Application is allowed and the delay is condoned.

Main Cases

Vide this judgment, I shall be disposing of two appeals bearing

FAO No.208 of 2017 and FAO No.273 of 2017 which are connected.

Learned counsel for the appellant i.e. driver (in FAO-208-2017) as well as owner (in FAO-273-2017) as also counsel for the Insurance Company have jointly prayed that the matter be remitted back to the Motor Accident Claims Tribunal permitting them to produce evidence in support of their respective claims and thereafter, decide the claim petition with respect to the liability. Needless to observe that such order would not affect the rights of the claimants.

In view of the consensus arrived at, the matter is remitted back to learned Motor Accident Claims Tribunal, Hisar who would also decide the application for additional evidence which has been filed in this Court.

Learned Motor Claims Tribunal, Hisar is requested to take a final decision, within a period of three months, from the date of receipt of a certified copy of this order.

With these observations, both the appeals are disposed of.

Parties through their counsel are directed to appear before the Motor Accident Claims Tribunal, Hisar on 18.02.2019.

29.01.2019

Dinesh Bansal

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No