

510 (2)

FAO-1392-2018 (O&M)

RANJIT SINGH & ANR. V/S RITU AGGARWAL AND ANR.

Present:- Mr. Rishabh Gupta, Advocate
for the appellants.

Mr. Rajbir Singh, Advocate
for the respondent No. 2-I.C.I.C.I. Lombard General Insurance Company
Ltd.

Following statement has been given by the counsel for the respondent
No.2-I.C.I.C.I. Lombard General Insurance Company Ltd:-

“Stated that I have instructions from respondent No. 2 (ICICI Lombard
General Insurance Company Ltd.) in FAO No. 1392 of 2018 to forego the recovery
rights granted against the appellants (driver and owner of the offending vehicle) by
the Tribunal. We will not press the recovery rights before the Tribunal. In view of
my this statement, the present appeal may be disposed of .”

As per statement made by the respondent-Insurance Company has
waived of its rights to recover the amount as granted by the Tribunal on
26.09.2017. On making that statement, appeal filed by the appellants, who are the
owner and the driver of the offending vehicle has virtually becomes infructuous.

Disposed of accordingly.

Judgment passed by the Motor Accident Claims Tribunal, Jalandhar
giving rights of recovery to the Insurance company against the appellants stands
set aside.

When appeal was filed by the appellants a statutory amount of Rs.
25,000/- was deposited by them. Registry is directed to refund the same to the
appellants as per norms within two months from today.

**(JASBIR SINGH)
PRESIDENT**

**(B.C. GUPTA)
MEMBER**

14.09.2022