

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

FAO No. 3817 of 2018 (O&M)

Date of Decision: 04.04.2019

Smt. Asha and others

.....Appellants

Versus

Rishi Parkash and others

.....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Keshav Pratap Singh, Advocate
for the appellants.

Mr. Pradeep Kumar, Advocate
for respondent No.3.

AVNEESH JHINGAN, J.(oral)

This is an appeal against the award dated 30.9.2015 passed by the Motor Accident Claims Tribunal, Jhajjar (hereinafter referred to as 'the Tribunal').

The main grievance raised by learned counsel for the appellants is that monthly income proved was taken but thereafter, there was a clerical error and it was not converted into annual.

Learned counsel for the appellants states that the application for review of the order was filed and the same was dismissed on the ground that the Tribunal has no power.

From the perusal of the award, the mistake is evident.

As respondent No. 1 and 2 would be necessary as there are recovery rights and the appeal of the insurance company has been dismissed, the matter with regard to quantum part only is remitted back to the Tribunal to be decided after issuing notice to the parties. The claimants and insurer are directed to appear before the Tribunal on 15.5.2019.

Disposed of.

04.04.2019
reema

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable:	Yes/No