

Gaba Golden Carriers Pvt. Ltd.

.....Appellant

Versus

Dariya Singh and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. R.B. Gupta, Advocate
for the appellant.

Ms. Ramandeep Kaur, Advocate for
Mr. Vikram Singh, Advocate
for respondent No.1.

Mr. Ravinder Arora, Advocate and
Mr. Neeraj Khanna, Advocate
for respondent No.2.

NIRMALJIT KAUR, J. (ORAL)

The present appeal has been filed against the award dated 17.03.2012, passed by the Motor Accident Claims Tribunal, Panipat (for short, the Tribunal), vide which, a total amount of Rs.80,000/- has been awarded. Out of which, only Rs.6,000/- was ordered to be deposited by the insurance company and the liability of the balance amount has been fixed upon the owner and driver.

Learned counsel for respondent No.2/insurance company has very fairly stated after seeking instructions from the insurance company that in fact the entire liability to the extent of Rs.7.50 Lakhs as per insurance policy, is of the insurance company.

In view of the same, the present appeal is allowed and the award dated 17.03.2012, passed by the Tribunal, vide which, the insurance

company has been absolved of its liability, is set aside. The amount shall now be paid to the claimant, if not already paid by the insurance company. In case the said amount is already paid to the claimant by the owner & driver, be reimbursed to them by the insurance company within six weeks from today.

(NIRMALJIT KAUR)
JUDGE

03.12.2019

sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No