

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

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**CM-8451-CII-2020 in/and
FAO-1628-2012
Date of decision: 14.09.2020**

Rajo Devi and another

... Appellants

Vs.

Dhan Singh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Surinder Singh Duhan, Advocate
for the claimant-appellant.

Mr. Rajnish Malhotra, Advocate
for Insurance company-respondent No.3.

SUVIR SEHGAL J. (ORAL)

The hearing of this case has been taken up through video
conferencing on account of Covid-19 Pandemic.

CM-8451-CII-2020

This application has been jointly filed by the claimant-
appellant and Insurance Company-respondent No.3 for preponing and
listing for hearing of the appeal and for its disposal in terms of the

compromise arrived at between the parties.

Mr. Rajnish Malhotra, Advocate, submits that by order dated 15.11.2012, the appeal was admitted qua respondent No.3 and it was directed that upon completion of service the matter be put up before the Lok Adalat. The appeal came up before the Lok Adalat on different dates and lastly, on 14.12.2019, the matter was adjourned to be taken up in the next National Lok Adalat after completion of legal formalities for bringing the legal representative of the deceased-appellant No.2 on the record.

CM No.7749-CII-2020 was filed by the claimant-appellant for bringing on record the legal representative of the deceased-appellant No.2 which was allowed by this Court vide order dated 14.08.2020 and the amended memo of parties was ordered to be taken on record. It has been submitted that deceased-appellant No.2 was the husband of appellant No.1 and upon his death the name of appellant No.1 being the sole surviving heir of the deceased was permitted to be brought on the record. It has been further submitted that there is a compromise between the parties and in view of the prevailing situation as a result of the outbreak of the Corona Virus (Covid-19) Pandemic, the appeal is not likely to be listed before the Lok Adalat in the immediate future.

Keeping in view the above, the application is allowed, the hearing of the appeal is advanced and it is ordered to be taken up on Board by this Court today itself.

FAO-1628-2012

Mr.Surinder Singh Duhan, Advocate for the claimant-appellant concedes that the parties have entered into a oral compromise and the appellant has agreed to accept the amount of Rs.5 Lacs inclusive of interest over and above the amount of compensation awarded by the Motor Accidents Claim Tribunal (Fast-Track Court), Hisar, which has already been received by the appellant-claimant along with interest in full and final settlement of the claim.

Accordingly, in view of the settlement arrived at between the parties, the appeal is disposed of and respondent No.3-insurance company shall pay an additional amount of Rs.5 lac to the claimant-appellant within a period of four weeks by way of ECS transfer to the Bank account of appellant-Rajo Devi. The period of four weeks will start from the date the bank account details of the claimant-appellant are furnished to the Insurance Company.

14.09.2020

pooja saini

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No