

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

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**CM-8185-CII-2020 in/and
FAO-5524-2018
Date of Decision: 03.09.2020.**

Anil Kumar

....Appellant.

Versus

Amit Kumar and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Punit Jain, Advocate for
the applicant-respondent No.3-Insurance Company.

Suvir Sehgal, J.

This matter has been taken up for hearing through video conferencing due to Covid-19 pandemic.

CM-8185-CII-2020

This application has been filed by the applicant-respondent No.3-Insurance Company for preponing of the hearing of the appeal which is fixed for 26.11.2020 and for its disposal in terms of the compromise between the appellant-claimant and the applicant.

Counsel submits that respondents No.1 and 2 are the owner and driver of the offending vehicle and their presence is not necessary. Counsel points out that vide order dated 05.03.2019, this Court issued notice of motion in the application for condonation of delay as well as in the main

appeal only to the applicant and no notice was issued to respondents No.2 and 3.

Notice of the present application to the claimant/appellant.

Mr. A.K. Yadav, Advocate, who is available on conference call, accepts notice on behalf of the appellant/claimant. He does not have any objection to the advancement of the date of hearing of the appeal.

The application is accordingly allowed. The hearing of the main case is preponed from 26.11.2020 to today and the miscellaneous application as well as the appeal is ordered taken up on board today itself.

CM-18676-CII-2018

Prayer made in the application is for condonation of delay of 62 days in filing the appeal.

Notice of the application was issued to respondent No.3.

Mr. Punit Jain, Advocate, who is representing respondent No.3, does not oppose the prayer made in the application.

Application is accordingly allowed. Delay of 62 days in filing the appeal is condoned.

FAO-5524-2018

Mr. A.K. Jain, Advocate for the claimant/appellant concedes that the parties have entered into an oral compromise and the appellant has agreed to accept the amount of Rs.3,30,000/- inclusive of interest over and above the amount of compensation awarded by the Motor Accidents Claims Tribunal, Panchkula, 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

shall pay an additional amount of Rs.3,30,000/- to the appellant/claimant within a period of four weeks from the date of this order by way of ECS transfer to the bank account of the appellant.

(SUVIR SEHGAL)
JUDGE

03.09.2020
komal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No