

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

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**CM-8397-CII-2020 in/and
FAO-6146-2018
Date of Decision: 10.09.2020.**

Jaswant

....Appellant.

Versus

Vikram Singh 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-8397-CII-2020

This application has been filed by the applicant-respondent No.3-Insurance Company for preponing and listing the appeal before this Court and for its disposal in terms of the compromise between the appellant-claimant and the applicant.

Counsel for the applicant has submitted that vide order dated 06.02.2020, this Court issued notice of motion hearing to the respondents returnable for 25.03.2020 and referred the matter to the Lok Adalat with a direction to the parties to appear there on the date fixed. However, due to

the outbreak of Covid-19 pandemic and in view of the circulars issued by the High Court, the matter could not be taken by the Lok Adalat and was adjourned. According to the counsel, no date of hearing has been intimated.

Counsel submits that respondents No.1 and 2 are the driver and owner, respectively of the offending vehicle and there is no need to issue notice of the application to them.

Notice of the application to the claimant/appellant only.

Mr. Vinod Bhardwaj, Advocate, who is available on conference call, accepts notice on behalf of the appellant/claimant. He does not have any objection to the preponment and listing of the appeal.

In view of the current prevailing situation and the nature of the prayer made in the application, the hearing of the main case is preponed and is ordered to be listed before the High Court. The main case is taken up on board today itself.

Application stands disposed of.

FAO-6146-2018

Mr. Vinod Bhardwaj, 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.70,000/- inclusive of interest over and above the amount of compensation awarded by the Motor Accidents Claims Tribunal, Kaithal, 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.70,000/- 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.

Disposed of.

(SUVIR SEHGAL)
JUDGE

10.09.2020
komal

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