

**BEFORE THE NATIONAL LOK ADALAT,
PUNJAB AND HARYANA HIGH COURT, CHANDIGARH**

FAO No.1861 of 1999 (O&M)

Date of Decision : 10.07.2021

BHUPINDER SINGH

..... Appellant

Versus

HARBANS SINGH

..... Respondent

Present: Mr. Ishaan Singh Cooner, Advocate for
Mr. Jagram Singh Cooner, Advocate for the appellant.

Mr. Sandeep Suri & Mr. Vinod Gupta, Advocates
along with Sh. Gopal Krishan, Deputy Manager,
Mrs. Anamika Joshi, Asstt. Manager and
Mr. Dashrath S. Sangwan, Admn. Officer
for respondent No.3- National Ins. Co. Ltd.

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Present appeal has been preferred under Section 173 of the Motor Vehicles Act, 1988 for modification/enhancement of the compensation on account of the injuries suffered by the appellant.

It transpired that learned Motor Accident Claims Tribunal, Ambala (for short '*Tribunal*') vide impugned Award dated 01.05.1999 granted compensation of ₹ 70,000/- along with interest @ 12% per annum from the date of filing of the claim petition till its realization. Respondents were held liable jointly and severally to pay the compensation.

Now, during the pendency of present appeal, the matter has been compromised between the parties i.e. appellant and respondent No.3. Learned Counsel for respondent No.3/Insurer has offered an amount of ₹ 50,000/- over and above the amount of compensation awarded by

learned Tribunal, which is acceptable to the appellant/claimant as full and final settlement.

In view of the agreed stand taken by both sides, this appeal is disposed off as having been finally settled with the free consent of the parties. Aforesaid enhanced amount of ₹ 50,000/- shall be deposited by way of cheque/demand draft in favour of the appellant/claimant with the Office of Lok Adalat of this Court within a period of 45 days from today and the same shall be disbursed to the appellant in the same proportion as awarded by learned Tribunal. In case of failure by respondent No.3, the amount would carry interest at the rate of 9% per annum from the date of settlement till its realization. The terms and conditions of disbursement of the aforesaid enhanced amount of compensation will remain unaltered as passed by learned Tribunal.

A copy of this order be supplied to the parties/their counsel.

**(MAHABIR SINGH SINDHU)
JUDGE**

**(TRIBHUVAN DAHIYA)
SENIOR ADVOCATE
(MEMBER)**

July 10th, 2021
Gagan