

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

**207**

**TA-622-2021(O&M)  
Date of Order: 29.09.2021**

**SANTOKH SINGH**

**..Petitioner**

**Versus**

**KARAM SINGH AND ORS**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Naresh Chander, Advocate  
for the petitioner.

Mr. Ravinder Arora, Advocate  
for respondent.

**ANIL KSHETARPAL, J(Oral)**

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This is an application filed by the driver of the offending vehicle to transfer the proceedings of case bearing No.MACP/86/2021, titled as “Karam Singh and another Vs. Santokh Singh and others”, presently pending in the Court of Motor Accident Claims Tribunal, SAS Nagar, Mohali to the Court of competent jurisdiction at Ludhiana.

In an automobile accident, Sukhwinder Singh and Maninderjeet Singh lost their lives, whereas, Veerdawinderjeet Singh suffered injuries. Parents of Sukhwinder Singh have filed a petition before the Court at Ludhiana, whereas, parents of Maninderjeet Singh have filed a petition at Mohali.

Learned counsel representing the petitioner contends that the petition at Mohali should be transferred to Ludhiana to avoid any conflicting opinion.

In a considered view of this Court, there are two separate independent claim petitions. The petitioner being a driver cannot pray for transfer of the petition only because another petition is pending at Ludhiana.

As per Section 166 of the Motor Vehicles Act, 1988, the claimants are entitled to file a petition at the place of their residence.

Hence, no ground to transfer the proceedings is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

**September 29, 2021**

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**(ANIL KSHETARPAL)**  
**JUDGE**

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|---------------------------|----------|
| Whether speaking/reasoned | : Yes/No |
| Whether reportable        | : Yes/No |