

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

109

CM-1227-CII-2021 in/and
FAO No.5408 of 2019

Date of decision: 12.02.2021

JITENDER KUMAR

...Appellant

Versus

DAUJI AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr. Amit K. Goyal, Advocate for the appellant.
Mr. Rajbir Singh, Advocate for respondent No.3/applicant.

ANIL KSHETARPAL, J. (Oral)

CM-1227-CII-2021

Prayer in the application is to prepone the date of hearing.

Application is allowed and the appeal is taken on board today
itself.

FAO No.5408 of 2019

The claimant-appellant has filed the appeal against the award passed by Motor Accidents Claims Tribunal granting compensation of Rs.13,87,716/- to him. The appellant prays for enhancement of compensation.

During the pendency of the appeal, an application has been filed by the insurance company with the assertion that there is a compromise between the appellant and the insurance company whereby the company has agreed to pay Rs.5,50,000/- over and above the amount which was awarded by the Motor Accident Claims Tribunal, in full and final settlement of his claim. The application is supported by an affidavit of the official of the company. Sh. Amit Kumar Goyal, Advocate, representing the appellant admits to this settlement and states that he has no objection, if the appeal is disposed of in the aforesaid terms. He further submits that he has discussed the matter with the appellant and the appellant has agreed to the aforesaid settlement.

Keeping in view the aforesaid consensus arrived at, the appeal

is disposed of as having been settled by insurance company. The insurance company has attached a photocopy of the draft drawn in favour of the appellant for an amount of Rs.5,50,000/-. Let the original thereof be handed over to the appellant or his counsel within three working days.

12.02.2021

ashok

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No