

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

109

**CM-13902-CII-2021 In/&
FAO-1981-2015
Date of decision: 15.12.2021**

DESH RAJ

....Appellant

Versus

HARBANS LAL AND ANR

...Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present : Vishal Aggarwal, Advocate
for the applicant-respondent No.2.

Mr. Anil Kumar Bhardwaj, Advocate
for the non-applicant/appellant.

VINOD S. BHARDWAJ. J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

CM-13902-CII-2021

The instant application has been filed for disposing of the main appeal in terms of the compromise effected between the parties.

Learned counsel appearing on behalf of applicant/respondent No.2- Insurance Company states that the parties have entered into a settlement, whereby, the applicant/Insurance Company has agreed to pay an amount of Rs.27 lakhs over and above the compensation already awarded by the Motor Accident Claims Tribunal, Panchkula. The amount in question, as has been agreed between the parties, shall be disbursed within a period of four weeks from today and the same is towards full and final settlement of all claims of the appellant without any future interest or costs.

Notice in the application.

As advanced copy of the application had already been served, Mr. Anil Kumar Bhardwaj, Advocate appears on behalf of the non-applicant/appellant. Learned counsel admits the factum of compromise and has no objection to the appeal being disposed of in terms of the statement made by the counsel appearing on behalf of applicant/respondent No.2.

Having heard the counsel for the parties, the main appeal i.e., FAO-1981-2015 is taken up on board today itself.

FAO-1981-2015

In view of the statement made by the counsel appearing on behalf of the parties and the settlement referred to by the parties, the instant appeal is disposed of in terms of the settlement referred to above between the parties.

Needless to mention that Insurance Company/respondent No.2 shall remain bound by the statement so made on behalf of Insurance Company and shall disburse the amount of Rs.27 lakhs over and above the amount of Rs.21 lakhs already awarded by MACT, Panchkula, within a period of four weeks from today.

No further orders are called for. The appeal is disposed off in above terms.

(VINOD S. BHARDWAJ)
JUDGE

15.12.2021
S.Sharma(syr)

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>