

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CM-2491-CII-2021 in/and
FAO-936-2015
Date of decision: - 09.03.2021

Rajinder Kumar

....Appellant

Versus

Singh Ram and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Rajbir Singh, Advocate
for applicant-respondent No.3/Insurance Company.

Mr. S.K. Biriwal, Advocate
for the non-applicant/appellant.
(keeping in view the advance copy given).

HARSIMRAN SINGH SETHI, J. (ORAL)

CM-2491-CII-2021

Present application has been filed for preponing the hearing of the main appeal i.e. FAO-936-2015 and for disposing of the same in view of the compromise, which has been entered between the parties i.e. the Insurance Company and the claimant.

Learned counsel for applicant-respondent No.3/Insurance Company argues that the parties have already reached an out of Court settlement with regard to their dispute, which has been raised in the

present appeal and pray that present appeal be disposed of in terms of said oral compromise by preponing the date of hearing of the main appeal i.e. FAO-936-2015.

Notice of the application to the learned opposite counsel.

Mr. S.K. Biriwal, Advocate, who has joined the proceedings through video conference, accepts notice on behalf of the non-applicant/appellant and does not dispute the averments made on behalf of the applicant/respondent No.3-Insurance Company.

In view the above, the application is allowed and on the request of learned counsel for the parties, the main appeal is taken up for hearing today itself.

FAO-936-2015

In the present appeal, the Motor Accident Claims Tribunal, Ludhiana, allowed a compensation of ₹2,97,863/- in favour of the appellant/claimant. Feeling aggrieved by the said compensation, the present appeal was filed.

During the pendency of the present appeal, this Court has been informed that the parties have already settled their dispute in an out of Court oral settlement, according to which, apart from the amount awarded by the Tribunal i.e. ₹2,97,863/-, another consolidated sum of ₹1,30,000/- will be released in favour of the claimant. Learned counsels appearing on behalf of the respective parties confirm the said oral agreement and jointly pray that the present appeal be also disposed of in terms of the oral settlement recorded above.

Keeping in view the above, the present appeal is disposed of in terms of the oral agreement noticed above, according to which, the appellant/claimant has been paid another sum of ₹1,30,000/- through cheque in the Court today i.e. over and above the amount of ₹2,97,863/- awarded by the Motor Accident Claims Tribunal, Ludhiana.

Efforts of learned counsel appearing on behalf of respondent No.3-Insurance Company for settling large number of cases are appreciated by this Court. This endeavour on the part of the Insurance Company is also mitigating the financial hardship being faced by the claimants. These efforts should continue in future as well.

March 09, 2021
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**(HARSIMRAN SINGH SETHI)
JUDGE**

Whether reasoned/speaking?	Yes
Whether reportable?	No