

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

114/2

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IN VIRTUAL COURT

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**CM No. 271-CII of 2021 in/and
FAO No. 2968 of 2017 (O & M)
Date of decision : 13.1.2021**

Akash @ Monu

.....appellant

Vs.

Pawan and others

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rajender Kumar, Advocate, for
Mr. M.S. Tewatia, Advocate, for the appellant
Mr. Rajbir Singh, Advocate, for the applicant/respondent No.3

Rajbir Sehrawat, J. (Oral)

CM No. 271-CII of 2021 :

The present application has been filed by respondent No.3 for disposal of the main appeal.

For the reasons mentioned in the application, the same is allowed and the main appeal is taken up for hearing today.

CM No. 9998-CII of 2017 :

Notice in the application for condonation of 105 days delay in filing the present appeal.

Mr. Rajbir Singh, Advocate, present in Court, accepts the notice on behalf of respondent No.3 and submits that he has no objection if the application is allowed.

In view of the no objection submitted by the counsel for respondent No.3, the application is allowed. Delay of 105 days in filing the present appeal stands condoned.

FAO No. 2968 of 2017 :

The instant appeal has been filed by the claimant seeking enhancement of the compensation awarded to him by the Motor Accident Claims Tribunal, Palwal (in short 'the Tribunal'). After adjudication upon the

claim petition, the Tribunal had awarded an amount of Rs.1,54,200/- along with interest and benefits, as specified in that award.

Now it has been submitted by counsel for respondent No.3- Insurance Company, that the parties have amicably settled the dispute, under which respondent No.3 has agreed to pay the enhanced amount of 3.50 lakhs under all heads, over and above the amount, which was awarded by the learned Tribunal.

Counsel for the appellant has not disputed the above settlement between the parties and has expressed his no objection, to the disposal of the present appeal in terms of the compromise.

In view of the above, the present appeal is disposed of in terms of the above said compromise, by awarding an amount of Rs.3.50 lakhs under all heads, over and above the amount already awarded by the Tribunal.

It is further ordered that respondent No.3 shall hand over the bankers cheque No.082158 dated 23.12.2020 for the amount of Rs.3,50,000/-, photostat copy of which has been attached with the application at Annexure A-2, to the counsel for the appellant, within a period of one week from today, for encashment in the account of the appellant only.

(RAJBIR SEHRAWAT)
JUDGE

13.1.2021

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No