

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

**CM-672-CII of 2021 in/and  
FAO No. 4258 of 2017(O&M)**

**Date of Decision: 28.01.2021.**

Jai Kumar

..... Appellant.

**Versus**

Jai Satinder and others

..... Respondents

**CORAM:- HON'BLE MRS.JUSTICE LISA GILL**

Present: Mr. Deepak Sharma, Advocate  
for the non-applicant-appellant.

Mr. Rajbir Singh, Advocate  
for applicant-respondent no.3

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**LISA GILL, J.**

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in CM-672-CII of 2021 is for preponement of hearing of the main appeal i.e., FAO No. 4258 of 2017 from 22.03.2021 and for disposal thereof in terms of the compromise arrived at between applicant-respondent no.3- Insurance Company and the non-applicant-appellant.

It is submitted that the matter has been amicably resolved between the parties.

Learned counsel for the appellant-claimant affirms and verifies the factum of settlement between the parties.

At request of learned counsel for the parties, hearing of the matter is preponed from 22.03.2021 for today itself.

This appeal has been filed by the appellant-claimant seeking enhancement of compensation awarded to him by the learned MACT, Ambala vide award dated 02.12.2016, on account of injuries received by the appellant in a motor vehicle accident. Sum of Rs. 1,15,900/- has been awarded by the

learned Tribunal.

It is submitted that during pendency of this appeal, the matter has been amicably resolved between the appellant-claimant and respondent no.3- Insurance Company. It is agreed that a sum of Rs.4,00,000/- over and above the amount awarded by learned tribunal, Ambala vide impugned award dated 02.12.2016, shall be handed over by the Insurance Company to appellant within one week. Photocopy of communication dated 12.12.2020, from the counsel for the appellant on his instructions is attached as Annexure A-1. Photocopy of cheque no. 658782 dated 11.01.2021 is attached with the application as Annexure A-2.

Keeping in view the facts and circumstances as above CM No. 672-CII of 2021, is allowed and FAO No. 4258 of 2017 is disposed of in terms of the settlement arrived at between the appellant-claimants and respondent-Insurance Company. It is directed that the cheque in question be handed over to the appellant-claimant within one week from today. Needless to say, in case, the said amount is not released to the appellants, he is at liberty to move an appropriate application in this appeal. Copy of this order be conveyed to the appellant-claimant at the given address.

January 28, 2021  
's.khan'

( LISA GILL )  
JUDGE

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