

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

**CM No.3446-CII-2021 in/and
FAO No.5631 of 2018
Date of decision : March 26, 2021**

**Parveen Kumar through his father and natural guardian
..... Appellant**

Versus

Chottan Lal @ Chhota and another Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Rajbir Singh, Advocate for applicant-respondent No.2.

RAJBIR SEHRAWAT, J. (ORAL)

CM-3446-CII-2021

This is an application for early hearing the matter and disposing of the same in terms of the compromise effected between the parties.

Notice of the application to the counsel opposite.

Mr. Ajay Chaudhary, Advocate for Mr. R.S. Mamli, Advocate accepts notice on behalf of non-applicant/appellant and submits that he has no objection for early hearing of the main appeal and its disposal.

For the reasons mentioned in the application, the same is allowed and main case i.e. FAO No.5631 of 2018 is taken on Board today for disposal.

Main Case

The instant appeal has been filed by the claimant/injured Parveen Kumar through his father Pat Ram seeking enhancement of the compensation awarded to him by the Motor Accident Claims Tribunal, Yamuna Nagar at Jagadhri (in short 'the Tribunal'). After adjudication upon the claim petition, the Tribunal had awarded an amount of ₹11,43,599/-, along with interest and benefits, as specified in that award.

Now it has been submitted by counsel for respondent No.2- Insurance Company, that the parties have amicably settled the dispute, under which respondent No.2 has agreed to pay the enhanced amount of ₹8 lacs 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 ₹8 lacs under all heads, over and above the amount already awarded by the Tribunal.

It is further ordered that respondent No.2 shall hand over the banker Cheque No.082524, dated 08.03.2021 for an amount of ₹8 lacs, photostat copy of which has been attached with the application at Annexure A-2, to the counsel for the appellant within a period of four weeks from today, for encashment in the account of appellant only.

(RAJBIR SEHRAWAT)
JUDGE

March 26, 2021

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Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No