

204-4809

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM No.702-CII of 2019,
CM Nos.4809 & 3845-CII of 2021 in/and
FAO No.210 of 2019 (O&M)
Date of Decision:20.07.2021

Surajbhan and others

...Appellants

Versus

Rajmani and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: - Mr.Arun Kumar Singal, Advocate,
for non-applicant/appellants.

Mr.Rajbir Singh, Advocate,
for the applicant/respondent No.3.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL. J.

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

CM No.3845-CII of 2021 &
CM No.4809-CII of 2021

Prayer in these applications is for preponement of hearing of the appeal and disposal thereof in view of the settlement arrived at between the parties.

Learned counsel for non-applicant/appellants does not raise any objection to the preponement as it is verified that matter has been amicably resolved between the parties.

Keeping in view the facts and circumstances as above, hearing of the appeal is preponed from 13.10.2021 for today itself.

Applications are disposed of.

CM No.702-CII of 2019

There is a delay of 113 days in filing of the appeal.

For the reasons mentioned in the application, duly supported by affidavit of the applicant, as well as arguments addressed, delay of 113 days in filing of the appeal is condoned.

Application is disposed of.

FAO No.210 of 2019

It is submitted that matter has been amicably resolved between the parties and the appellants have agreed to accept a sum of Rs.6,00,000/- over and above the amount awarded by the learned Tribunal, as full and final settlement of their claim. It has been decided that a sum of Rs.1,00,000/- each of the settled amount would be released to appellant No.1 Surajbhan and his wife appellant No.2 Rajbala @ Bala. Rs.4,00,000/- will be disbursed to appellant No.3 Sonia, widow of deceased Rajbir.

During the pendency of appeal, Surajbhan had died and his LRs were brought on record vide order dated 7.7.2021. All legal heirs of Surajbhan except Sandeep, his other son, are on record as appellants No.2 to 6.

Affidavit dated 28.6.2021 of Sandeep, who has been impleaded as LR of

Surajbhan, is on record to the effect that he has no objection to the compromise arrived at and further he has no objection in case share of deceased Surajbhan is divided equally between the widow and mother of the deceased Rajbir. Learned counsel for the appellants affirms and verifies the abovesaid settlement. Learned counsel for the Insurance Company/respondent No.3 submits that demand drafts in accordance with the compromise shall be handed over to the claimants within four weeks from today.

Keeping in view the facts and circumstances as above, present appeal is disposed of in terms of the compromise arrived at between the parties. Sum of Rs.6,00,000/- be handed over by respondent-Insurance company to the claimants within four weeks as per the settlement. Liberty is afforded to the appellants to move an appropriate application in this appeal in case the amount in question is not released.

Copy of this order be conveyed to the appellants at the given address.

20.07.2021

Vivek

(LISA GILL)
JUDGE

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