

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

115

**CR- 4712 of 2019 (O&M)
Date of decision: 14.12.2022**

Ram Niwas

..Petitioner

Versus

Sandev Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Yashveer Kharb, Advocate, for the petitioner.
Mr. Sanjeev Kodan, Advocate, for respondent no.2.

ANIL KSHETARPAL, J(Oral)

The Motor Accident Claims Tribunal, Panipat, (hereinafter referred to as 'the Tribunal) has refused to restore the claim petition which was dismissed for non prosecution. The petitioner herein is the claimant. He is stated to have suffered injuries in an automobile accident. The claim petition was dismissed as the petitioner or his counsel did not attend the hearing on 03.08.2013. The application for restoration was filed on 01.11.2013. In such cases, the Court is required to take a holistic view of the matter as the petitioner is a villager.

Keeping in view the aforesaid facts, the revision petition is allowed. The orders dated 03.08.2013 and 07.04.2018 are set aside. The petitioner's claim petition is restored to its original number.

The parties through their learned counsels are directed to appear before the Tribunal on 16.01.2023.

All the pending miscellaneous applications, if any, are also disposed of.

December 14, 2022

**(ANIL KSHETARPAL)
JUDGE**

nt

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No