

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

FAO-3283-2021 (O&M)

Date of decision: 10.02.2022

Raghunandan Yadav and another

....Appellants

Versus

Mandeep Kaur and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.R.Yadav, Advocate for the appellant
 Mr. Ayush Gupta, Advocate for respondent no.1 to 5
 Mr. Chandandeep Singh, Advocate for respondent no.6
 Ms. Samta Jain, Advocate for respondent no.7

ANIL KSHETARPAL, J (Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The driver and owner of the vehicle bearing registration No.HR-55-F-4390 have filed the present appeal against the award passed by Motor Accident Claims Tribunal, Ludhiana (hereinafter referred to as 'the Tribunal'). The appellants are aggrieved of the fact that although the vehicle in question was insured with M/s Universal Sompo General Insurance Company Limited, however, the owner and driver have been made liable on the ground that Raghunandan Yadav-appellant no.1 was not holding a valid driving license.

Alongwith the present appeal, an application under Order 41 Rule 27 Code of Civil Procedure, 1908, has been filed in order to produce the valid driving licence of Sh. Raghunandan Yadav. Notice of the application was issued to the learned counsel representing the Insurance Company. After verification, Sh. Chandandeep Singh,

Advocate, has submitted that the correctness of the driving licence issued in favour of Raghunandan Yadav has been verified and same has found to have been validly issued. Consequently, the findings of the Tribunal against Raghunandan Yadav and Amit Goyal with respect to their liability to honour the award is set aside.

Appeal stands allowed.

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

10.02.2022

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE