

M/s Indo Canadian Clear Water Tech Private Limited
VS
Narinder Singh & others

Present: Mr. Kirti Kumar, Advocate for
Mr. Manjit Singh, Advocate for the appellant.
Mr. P.H.S. Pannu, Advocate and
Mr. Saurav Khullar, Deputy Manager
for respondent No.3-Bajaj Allianz Gen. Insurance Company Ltd.

As agreed and as per statements of learned counsel for the appellant (owner) and the respondent insurance company (separately recorded), insurance company agreed to waive of the recovery rights as granted to the insurance company vide impugned award dated 21.10.2022, passed by Motor Accident Claims Tribunal, Chandigarh in MACT Case No.2019 titled 'Narinder Singh vs. Sukhdev Singh and others'.

Accordingly, the impugned award dated 21.10.2022, passed by Motor Accident Claims Tribunal, Chandigarh in MACP No.245 of 2019 titled 'Narinder Singh vs. Sukhdev Singh and others' is modified to the extent that all the respondents (driver, owner and insurance company) are made jointly and severally liable to pay the awarded amount to the claimants with primary liability of the insurance company to satisfy the award. Accordingly, the recovery rights granted to the insurance company by the learned Tribunal stands revoked. The awarded amount be deposited by way of a crossed cheque in the name of the claimants, within a period of thirty days from today (if awarded amount already not paid), with the office of the Lok Adalat of the High Court in compliance of this order. The concerned Officer of the Lok Adalat Branch/Office shall issue proper receipt after receiving the cheque from the learned counsel/representative of the respondent Insurance Company. The appellant(s) counsel/appellant(s) may collect the cheque from the office of the Lok Adalat. We **dispose of** this case, accordingly.

Copy of the order be supplied/sent to the counsel/parties and file be returned to the Hon'ble High Court.

(RITU TAGORE)
PRESIDENT

(JAI VIR YADAV)
MEMBER