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

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**FAO No.1371-2023 (O&M)(
Date of Decision:10.04.2023**

Cholamandalam MS General Insurance Company Ltd.

........Appellant

Versus

Asha Rani and others

......Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Vishal Aggarwal, Advocate for the appellant.

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HARSIMRAN SINGH SETHI J.(Oral)

The present appeal has been filed challenging the award passed by the Motor Accident Claims Tribunal, Rupnagar dated 03.12.2022. The only arguments which has been raised by the learned counsel for the appellant is that the income tax returns of the victim though have been brought on record but the Tribunal could not have taken the said returns into consideration without the same are proved by the department which has issued the same.

Learned counsel for the appellant submits that authenticity of the said income tax returns have not been proved but the benefit of the same has been given to the victim by the Tribunal while assessing the amount of compensation.

Qua the said argument, it may be noticed that once the income tax returns duly issued by the Income Tax Department have been brought on record, the sanctity of the same is implicit. The public document need not to be proved unless and until the same are claimed to be forged and as in the present case nothing has come on record at any given point of time that the appellant disputed the income tax returns to be forged, taking into consideration the income tax returns duly approved by the Income Tax Department and the same have been brought on record for assessing the income of the deceased cannot termed to be arbitrary or illegal on the part of the Tribunal when taken notice of. No other argument was raised.

Keeping in view the above, no interference in the present appeal is called for.

Dismissed.

CM-5173-CII-2023

As the main appeal has been dismissed, the present application also stands dismissed.

(HARSIMRAN SINGH SETHI)
JUDGE

10.04.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No