

103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO-238-2009 (O&M)
Date of decision :27.07.2023

New India Assurance Company Limited ...Appellant

Vs.

Ramesh and another ...Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikas Chatrath, Advocate
for the appellant.

ANIL KSHETARPAL, J.

Admittedly, Shiv Kumar was possessing the driving licence to drive scooter, motorcycle, car and jeep on the date of the accident. Thus, the Motor Accidents Claims Tribunal held that the Insurance Company is liable to pay the amount of compensation. In this appeal, the Insurance Company claimed that Shiv Kumar was required to possess a separate driving licence to drive a commercial vehicle. The Three Judge Bench of the Supreme Court in '*Mukund Dewangan vs. Oriental Insurance Company Limited*' 2017(4) R.C.R (Civil) 111, held that light motor vehicle includes transport vehicle and a holder of light motor vehicle licence can drive all the vehicles of the class including transport vehicle.

In view of the aforesaid, no ground for interference is made out.

Hence dismissed.

(ANIL KSHETARPAL)
JUDGE

27.07.2023
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No