

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO-3957-2023 (O&M)
Date of Decision:-31.07.2023

AMANJEET KAUR AND OTHERS

... Appellants

Versus

JASVINDER SINGH AND OTHERS

... Respondents

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. Arvind Rajotia, Advocate
for the appellants.

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KARAMJIT SINGH, J. (Oral)

1. The present appeal has been filed by the appellants/claimants against the Award dated 18.4.2023, whereby compensation worth ₹1,24,36,960/- along with interest by Motor Accident Claims Tribunal, Chandigarh has been awarded.
2. The counsel for the appellants at the outset submits that after the filing of this appeal, compromise has been effected with the insurance company ie. respondent No.3 and as per settlement, the insurance company has agreed to pay lump-sum amount of ₹1,35,00,000/- as compensation including interest and compensation under all the conventional heads etc., as a full and final settlement of the claim of

the claimants and this also includes the awarded amount of ₹1,24,36,960/- and the insurance company has agreed to make payment of aforesaid amount of ₹1,35,00,000/- within 45 days from today. The counsel for the appellants further made statement that after receipt of aforesaid lump-sum amount of ₹1,35,00,000/-, the claimants will not re-agitate their claim before any Court, in future with regard to death of Ravinder Singh in a motor vehicle accident which took place on 3.5.2021.

3. Notice of motion to respondent No.3 only.
4. At this stage, Mr. Punit Jain, Advocate puts in appearance on behalf of respondent No.3 and has filed power of attorney, which is ordered to be taken on record.
5. The counsel for respondent No.3-Insurance Company has not disputed the fact that matter has been finally settled between the parties, as per which, insurance company is to pay lump-sum amount of ₹1,35,00,000/- to the claimants as per their share, apportioned in the Award dated 18.4.2023 passed by Motor Accident Claims Tribunal, Chandigarh and the said payment of lump-sum amount will be made by the insurance company within next 45 days from today. The counsel for the insurance company further submits that the aforesaid lump-sum amount includes the amount awarded by Motor Accident Claims Tribunal, Chandigarh vide Awarded 18.4.2023 as well as interest component and compensation under various conventional heads and after receipt of aforesaid lump-sum amount the claimants

will be having no legal right to raise any further claim with regard to death of Ravinder Singh, who died in motor vehicle accident on 3.5.2021.

6. In the light of the above, the Award passed by Motor Accident Claims Tribunal, Chandigarh dated 18.4.2023 is modified and it is held that claimants are entitled to get lump-sum amount of ₹1,35,00,000/- from respondent No.3-Insurance Company, as per their share apportioned in the impugned Award passed by Motor Accident Claims Tribunal, Chandigarh and aforesaid amount of ₹1,35,00,000/- is to be paid by respondent No.3-Insurance Company within 45 days from today. The insurance company is at liberty to deposit the said amount before the Daily Lok Adalat of this Court. On receipt of aforesaid lump-sum amount, the claimants will have no right to re-agitate the claim with regard to death of Ravinder Singh, in any Court, in future.
7. The appeal stands disposed of in the aforesaid facts.

31.07.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No