

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(102+225)

CM No.2599-CII of 2020 in/and
FAO No.5463 of 2016 (O&M)
Date of Decision : 21.03.2023

Iqbal

...Appellant

Versus

Nasruddin and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shiva Khurmi, Advocate for the appellant.

Harsimran Singh Sethi J. (Oral)

CM No.2599-CII of 2020

Application is allowed.

Documents are taken on record.

CM No.18854-CII of 2016

Application is allowed as prayed for.

FAO No.5463 of 2016

The present appeal has been filed against the award of the Motor Accident Claims Tribunal, Mewat dated 01.04.2016. By the impugned award, the veracity of the accident has been disbelieved keeping in view certain facts, which have been mentioned in the award itself such as registration of FIR after 29 days of the alleged accident and not examining the complainant, who had given the number of the offending motorcycle. Further, no statement was

alleged to have undergone the treatment that injuries were suffered in pursuance of the accident.

Learned counsel for the appellant has not been able to point out that the findings recorded by the Motor Accident Claims Tribunal are perverse to the evidence on record. Keeping in view the fact that no perversity in the impugned order has been pointed out by learned counsel for the appellant, no ground is made out for interference by this Court.

Dismissed.

March 21, 2023
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No