



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

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(1) **CWP-4407-2000 (O&M)**
(2) **CWP-8279-2000 (O&M)**
Date of decision: 11.12.2024

RANJIT SINGH

....PETITIONER

Vs.

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Vikas Singh, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1. By this common order, the above-said petitions are disposed of as issues involved and prayer sought in both the petitions are common. For the sake of convenience and with the consent of parties, the facts are borrowed from CWP-4407-2000.
2. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 06.04.2000 (Annexure P-3) whereby Senior Superintendent of Police, Sangrur has ordered to recover from him 30% of compensation awarded by Motor Accident Claims Tribunal, Bathinda to the claimant.
3. The petitioner joined Punjab Police as Driver. While he was on duty, his vehicle met with an accident. Two persons died in the accident. Their dependents filed claim before Tribunal in terms of Motor Vehicle Act, 1988 (for short '1988 Act'). The Tribunal awarded compensation of Rs. 50,000/- to claimants

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in terms of Section 140 of 1988 Act. The said amount was awarded as no fault liability.

4. The respondent by impugned order, ordered to recover 30% of awarded compensation from the petitioner.

5. The amount awarded by Tribunal as compensation was Rs. 50,000/- and as per impugned order, petitioner has to pay 30% of said amount. This Court, vide order dated 26.04.2000 while issuing notice of motion stayed operation of impugned order.

6. Considering the amount involved and the fact that Tribunal has awarded compensation as no fault liability, this Court does not find it appropriate to dilate on intricacies and arguments of both sides and find it appropriate to make the interim order dated 26.04.2000 as absolute.

7. Pending miscellaneous application(s), if any, shall also stand disposed of.

11.12.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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