

514

FAO-3423-2007 (O&M)

BALBIR KAUR V/S MOHAN SINGH AND ORS.

Present:- Ms. Monika Jalota, Advocate
for the appellant.

Ms. Ekta Thakur, Advocate
for respondent No.4.

Mr. Pardeep Goyal, Advocate &
Mr. Lalit Garg, Advocate with
Ms. Charanjit Kaur, Deputy Manager,
Mr. Manu Bali, Assistant Manager
for respondent No.3-New India Assurance Company Limited.

Appellant-Balbir Kaur was arrayed as proforma respondent, when claim petition was filed by Parminder Kaur and Jagjit Singh before the Motor Accident Claims Tribunal, claiming qua the death of Sohan Singh. Motor Accident Claims Tribunal disposed of the claim petition vide order dated 21.08.2006 against which 5 appeals were filed. FAO-4990-2007 was filed by Parminder Kaur and Anr., FAO-4991-2007 by Kanwaljit Kaur and FAO-3423-2007 by Balbir Kaur and other two appeals bearing FAO-5115-2006 and FAO-5116-2006 were filed by Insurance company, claiming that excess compensation amount had been granted by the Motor Accident Claims Tribunal qua the death of Sohan Singh. It is stated by counsel for the appellant that FAO-4990-2007 and FAO-4991-2007 were dismissed in default, whereas two appeals filed by the Insurance company as referred above were allowed and the compensation was decreased.

Under above circumstances, we asked the counsel for the appellant, how it is possible to increase the compensation amount in this appeal. She very fairly stated that in view of the order passed in the appeals filed by the Insurance company, the increase may not be possible. We appreciate the fair stand taken by

the counsel for the appellant.

FAO-3423-2007 (O&M)

-2-

Accordingly, this appeal is ordered to be disposed of having become infructuous and be consigned to the record room.

(JASBIR SINGH)
PRESIDENT

(B.C. GUPTA)
MEMBER

04.04.2024
vipin