

FAO-4780-2007

OM PARKASH AND ORS. V/S RAJESH KUMAR AND ANR.

Present:- Mr. Ashish Kumar, Advocate
for the appellants.

Mr. Sandeep Suri, Advocate along with
Mr. Sunil Aggarwal, Manager
Mr. Vivek Suman, AM
for National Ins. Co. Ltd-respondent No.4.

The present appeal has been filed by the claimants-parents on account of death of their son, namely, Dinesh Kumar in a motor vehicular accident that had taken place on 08.09.2004 and the learned MACT vide award dated 13.03.2007 awarded a compensation of Rs.3,11,700/- along with interest at the rate of 7.5% per annum from the date of filing of the petition till realization of the amount.

The appeal has been entrusted to this Forum for the purpose of settlement.

Learned counsel for the Insurance Company has pointed out that the present appeal bearing FAO-4780-2007 has already been dismissed by Justice H.S. Bhalla on 09.09.2009. A photocopy of the certified copy of order has been supplied by learned counsel for the Insurance Company, which is taken on record as Mark 'A',.

It seems that since it was a burnt record and during reconstruction of the same, the dismissal of the appeal was not brought to the notice of this office.

Keeking in view the fact that the said appeal has already been dismissed by this Hon'ble High Court vide order dated 09.09.2009, no further orders are required to be passed in the said appeal, which has been wrongly listed before this Forum for settlement and the same is now consigned to the record room.

(J.C. VERMA)
PRESIDENT

29.04.2024
Atul

(ARVIND KUMAR)
MEMBER