

FAO-5771-2015 (O&M)

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

Sr. No.118-1

**FAO-5771-2015 (O&M)
Date of Decision: 15.01.2024**

OM PARKASH AND ANR

....Appellants

Versus

HARJINDER SINGH AND ORS.

.....Respondents

CORAM: HON'BLE MRS JUSTICE ARCHANA PURI

Present:- Mr. Parminder Singh, Advocate
for the appellants.

Mr. Munish Mittal, Advocate
for respondents No.1 and 3.

Mr. Ashwani Talwar, Advocate
for respondent No.3-Insurance Company.

ARCHANA PURI, J. (Oral)

During the pendency of the instant appeal to challenge the Award dated 13.04.2015, an application i.e. CM-16564-CII-2023, had been filed for seeking permission to amend the number of the offending vehicle in the claim petition from “HR-58A-3338” to “HR-58A-3388.”

While reading the mind of the Court about there to be no inclination to allow this application, learned counsel makes submission that he may be allowed to file the fresh claim petition for seeking compensation, on the basis of the offending vehicle bearing registration No.HR-58A-3388, which was involved in the accident.

Even, learned counsel for the Insurance Company gives assurance that the Insurance Company shall not dispute the subsequent

FAO-5771-2015 (O&M)

petition having been filed, with regard to the accident, which took place on 07.06.2013, while asserting about the offending vehicle to be bearing registration No.HR-58A-3388.

In view of the assurance, so given, at the behest of learned counsel for respondent No.3-Insurance Company, at this stage, learned counsel for the appellants submits that he does not want to pursue with the instant appeal and submits that the instant appeal, as well as the claim petition filed before learned Tribunal, may be dismissed as withdrawn, with the liberty to file a fresh claim petition, on the aforesaid terms.

Ordered accordingly.

15.01.2024*Sonu***(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No