



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

Sr. No.123

**FAO-244-2010
Date of Decision: 03.02.2025**

MANISH

....Appellant

Versus

**RAJASTHAN STATE ROAD TRANSPORT CORPORATION AND
ANOTHER**

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Ashish Gupta, Advocate
for the appellant.

Mr. Radhey Shyam Sharma, Advocate
for respondent No.1.

Mr. Sourabh Sheoran, Advocate for
Mr. Punit Verma, Advocate
for respondent No.2.

ARCHANA PURI, J. (Oral)

The appeal in hand, has been filed by the appellant-Manish, to assail the judgment of dismissal of the claim petition, dated 01.05.2009, passed by learned Motor Accident Claims Tribunal.

The claim petition was dismissed, vide the impugned judgment dated 01.05.2009. Being aggrieved, the appellant-Manish, had filed the appeal in hand. From Annexure R-1, it is evident that Manish, who is the appellant in the present appeal, at the time of filing of the claim petition before learned Motor Accident Claims Tribunal, Gurgaon, had filed the claim petition qua the injuries sustained by him in the same accident, which took place on 18.04.2005, at Alwar. A copy of the petition is Ex.R-1.



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Perusal of the same reveals that it was filed on 25.08.2005, whereas the claim petition was filed before the Motor Accident Claims Tribunal, Gurgaon, on 02.05.2006, meaning thereby, the claim petition arising from the same accident was already filed by the appellant-Manish, in the Courts at Alwar and the same was pending, prior to filing of the claim petition at Gurgaon. Copy of the zimini orders Ex.R-2, reveals that the claim petition before the Alwar Courts, remained pending till 29.03.2006.

Thus, considering the fact of two petitions pursued by the appellant, simultaneously, qua the injuries sustained in one and the same accident, he has not come to the Court with clean hands. As such, looking at the conduct of the appellant, the FAO is hereby dismissed.

03.02.2025

Himanshu

**(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No