



IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

(104+231)

CM-15178-CWP-2025  
IN CWP-26282-2024  
Date of decision:- 27.10.2025

NATIONAL INSURANCE COMPANY LTD.

... Petitioner

Versus

MANDEEP AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. SS Sidhu, Advocate  
for the petitioner.

Mr. Rajesh Bansal, Advocate  
for respondent No.1.

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**SUVIR SEHGAL, J. (ORAL)**

**CM-15178-CWP-2025**

1. Application is allowed as prayed for.
2. Short reply filed on behalf of respondent No.1 is taken on record.

**Main case**

1. During the course of arguments, counsel for the petitioner has made a reference to FIR bearing No.57 dated 31.01.2023, Annexure P-11, registered by Amjad, who was driving the vehicle at the time of the accident. An assertion has been made that this document could not be brought to the notice of the Ombudsman as petitioner was not aware of the criminal case. Counsel for the petitioner contends that the claimant had misrepresented that he was driving the vehicle at the time of the accident.
2. When confronted with these developments, counsel for respondent



No.1 has fairly conceded that FIR had not been brought to the notice of the Ombudsman and it would have a direct bearing on the adjudication of the proceedings. He states that he does not have any objection, in case, the impugned award is set aside and the matter is remanded to Ombudsman for fresh determination.

3. In view thereof, impugned award dated 19.06.2024, Annexure P-1, is set aside. Matter is remitted to the Ombudsman to decide the complaint afresh. Liberty is granted to both the parties to produce any additional material, they deem appropriate. It is expected that upon remand, the learned Ombudsman would decide the matter as expeditiously as possible.

4. Writ petition is disposed of.

(SUVIR SEHGAL)  
JUDGE

27.10.2025  
*parul verma*

|                           |        |
|---------------------------|--------|
| Whether Speaking/Reasoned | Yes/No |
| Whether Reportable        | Yes/No |