



CR No. 4574 of 2026 (O&M) -1-

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

**CR No. 4574 of 2026 (O&M)  
DATE OF DECISION: 27.05.2026**

**NILAM DEVI AND ANOTHER**

**.....PETITIONERS**

**Vs.**

**SUNIL KUMAR AND OTHERS**

**.....RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL**

Present: Mr. Mukesh Yadav, Advocate,  
for the petitioners.

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**AMARINDER SINGH GREWAL, J.(ORAL)**

1. Prayer in the present Civil Revision Petition filed under Article 227 of the Constitution of India is for setting aside the impugned order dated 02.05.2026 (Annexure P-4) passed by the learned Motor Accidents Claims Tribunal, Narnaul, whereby the application dated 30.04.2026 (Annexure P-2) filed by the petitioners for taking up the case bearing No. MACP/339 of 2019 titled as '*Nilam Devi and another vs. Sunil Kumar and others*' and for considering the statement dated 10.04.2026 (Annexure P-3) made by the petitioners for withdrawal of the main case with liberty to file a fresh claim petition has been dismissed.

2. As per the order dated 02.05.2026 (Annexure P-4), the learned Motor Accidents Claims Tribunal, Narnaul, observed that in the statement of the petitioners recorded before the learned Additional District Judge, Narnaul, on 10.04.2026 (Annexure P-3), the petitioners stated that the present claim petition be dismissed as withdrawn with permission to file a fresh claim petition. However, in the application dated 30.04.2026



(Annexure P-2) moved by the petitioners, it was mentioned that in view of the statements of the petitioners recorded on 10.04.2026, the petitioners wanted to withdraw the claim petition and the fact regarding liberty to file a fresh claim petition was inadvertently not incorporated by learned counsel in the said application. Therefore, the learned Motor Accidents Claims Tribunal, Narnaul, observed that it would be in the interest of justice if the petitioners file an appropriate application seeking permission to withdraw the petition with liberty to file a fresh petition and that due opportunity be granted to the opposite party to file a reply thereto. Accordingly, the application filed by the petitioners was dismissed by the learned Motor Accidents Claims Tribunal, Narnaul. The main case is now fixed for 24.07.2026 for the purpose already fixed.

3. Learned counsel for the petitioners submits that the fact regarding liberty to file a fresh claim petition was inadvertently not incorporated in the application dated 30.04.2026 (Annexure P-2). He further submits that he will move an appropriate application before the learned Motor Accidents Claims Tribunal, Narnaul, in this regard.

4. Heard.

5. In view of the facts of the present case, this Court feels that issuance of notice to the respondents would unnecessarily delay the proceedings, as such, issuance of notice to the respondents is dispensed with.

6. Keeping in view the facts and circumstances of the present case, the present petition is disposed of with a direction to the learned Motor Accidents Claims Tribunal, Narnaul that in case such an application



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is filed by the petitioners within time, the learned Motor Accidents Claims Tribunal, Narnaul, is directed to decide the same, in accordance with law, as expeditiously as possible, preferably on or before 24.07.2026, i.e. the date already fixed in the main petition.

7. Pending miscellaneous application(s), if any, shall also stand disposed of.

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| <b>MAY 27, 2026</b> | <b>(AMARINDER SINGH GREWAL)</b> |
| <b>nitin</b>        | <b>JUDGE</b>                    |
| Whether Speaking    | Yes                             |
| Whether Reportable  | No                              |