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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**FAO-10673-2018 (O&M)****Date of Decision : 13.01.2026**

Praveen Kumar

... Appellant

Versus

Amit Kumar and Others

... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. P.S. Chauhan, Advocate for the appellant.

Mr. S.S. Khurana, Advocate for respondent Nos.1 and 2.

Mr. Vinod Gupta, Advocate for respondent No.3.

ALKA SARIN, J. (Oral)

1. Challenge in the present appeal is to the award dated 15.03.2018 passed by the Motor Accident Claims Tribunal, Rewari (hereinafter referred to as the 'Tribunal') whereby an amount of ₹1,77,022/- has been awarded to the claimants holding the respondents jointly and severally liable.

2. Learned counsel for the appellant has referred to the applications being CM-28127-CII-2018 and CM-16702-CII-2019 under Order XLI Rule 27 read with Section 151 of the Code of Civil Procedure, 1908 filed by the claimant-appellant for leading additional evidence qua the permanent disability and the income of the claimant-appellant. Learned counsel for the claimant-appellant states that by way of the above applications the claimant-appellant seeks to lead additional evidence on record by proving his permanent disability to the extent of 19% and his income through the salary

certificate. Learned counsel for the claimant-appellant has candidly admitted that the salary certificate was received after passing of the impugned award by the Tribunal.

3. Learned counsel for the respondents' state that they have no objection if the aforesaid applications filed by the claimant-appellant are allowed and the matter is remanded back to the Tribunal concerned for a decision afresh.

4. In view of the above, the applications (CM-28127-CII-2018 and CM-16702-CII-2019) under Order XLI Rule 27 read with Section 151 of the Code of Civil Procedure, 1908 filed by the claimant-appellant for leading additional evidence are allowed and the documents annexed therewith are taken on record. Since the disability certificate and salary certificate are required to be proved in accordance with law, the matter is remanded back to the successor Presiding Officer of the Tribunal concerned for decision afresh after taking into consideration the above additional evidence, in accordance with law. The Tribunal concerned shall grant two opportunities to each of the parties for leading the evidence qua the above documents. The parties shall appear before the Tribunal concerned on 02.02.2026 at 10.00 am.

5. The present appeal stands disposed in the above terms. Pending applications, if any, also stand disposed off.

13.01.2026
jk

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO