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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CM-6983-CII-2026 and
CM-6984-CII-2026 in/and
FAO-501-2020 (O&M)
Date of decision: 07.04.2026

Satpal

...Appellant

Versus

M/s ICICI Lombard General Insurance Company Limited and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ashwani Gaur, Advocate and
Ms. Shivangi Sharma, Advocate for the appellant.

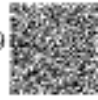
Mr. Sachin Ohri, Advocate and
Mr. Karamjit Singh, Advocate for respondent No.1.

VIKAS BAHL, J. (ORAL)

CM-6983-CII-2026 and CM-6984-CII-2026 in/and FAO-501-2020 (O&M)

1. Prayer in application bearing No.CM-6983-CII-2026 filed on behalf of respondent No.1-Insurance Company is for preponement of the date of hearing in the main case from 03.09.2026 to today. Prayer in the application bearing No.CM-6984-CII-2026, which has also been filed on behalf of respondent No.1-Insurance Company, is for disposal of the main appeal as it has been fairly stated that the Insurance Company is ready to forego its recovery rights from the owner and driver.

2. It has been jointly stated by learned counsel for the appellant-non/applicant and respondent No.1-Insurance Company that Naresh Kumar had died in a motor vehicular accident and seven claimants have filed the claim petition and the Tribunal vide award dated 30.11.2018 had granted the amount of compensation of Rs.29,23,900/- on account of death of said Naresh



Kumar. Under Issue No.3 which was framed with respect to as to whether the respondent No.1 was holding a valid and effective driving licence or not at the time of alleged accident, the finding of the Tribunal was in favour of the Insurance Company and accordingly, Insurance Company was directed to deposit the amount awarded to the claimants and thereafter, was given the recovery rights.

3. It is submitted by learned counsel for the Insurance Company that finding on Issue No.3 be set aside and the direction of the Tribunal granting recovery rights to the Insurance Company be set aside.

4. Learned counsel for the appellant has submitted that he has no objection to the said course of action.

5. Keeping in view the abovesaid facts and circumstances, CM-6983-CII-2026 is allowed and date of hearing in the main case is preponed from 03.09.2026 to today and CM-6984-CII-2026 is also allowed and finding on Issue No.3 of the Tribunal is set aside and the direction given by the Tribunal to the Insurance Company to recover the money from the present appellant is set aside. Accordingly, the present appeal is allowed to the said extent.

6. At this stage, learned counsel for the appellant has submitted that in case the amount of Rs.25,000/- was deposited along with the present appeal then Registry be directed to return the same to the appellant.

7. In case, at the time of filing of appeal, the appellant had deposited the amount of Rs.25,000/-, same be returned to the appellant or his authorized representative.

8. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

07.04.2026

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No