

CIS Case No.MACP/121/2016
CNR No.PBJL010072032016

Sunita

Vs.

Trilok Singh etc.

Present: Sh.D.S.Dyal, Counsel for claimant.
Respondents No.1 & 2 exparte.
Sh. Raman Kumar Sharma, Counsel for respondent No.3.

Onus of issue No.4 has not been typed due to typographic mistake and onus of issue No.4 was upon respondent No.3. Same is ordered to be corrected against issue No.4. Reader of this court is directed to make necessary correction in issue No.4 as OPR.

Counsel for the respondent No.3 tendered into evidence copy of insurance policy Ex.RX and closed its evidence.

Arguments heard, vide my separate award of even date, the present claim petition is allowed and an award is hereby passed with costs for payment of Rs. Rs.71,250.00 (Rupees Seventy one thousand two hundred and fifty only) against the respondents No.1 to 3 (being driver, owner and insurer of the offending truck). However, the primary responsibility will be of respondent No.3 with whom the offending vehicle was insured. The claimant is entitled to receive the said amount of compensation. However, respondent No.3 has a recovery right to claim the above said compensation amount thereafter from respondents No.1 & 2 as the offending motor cycle bearing Registration No. PB-08-DA-4620 was plied on the road without registration certificate. The claimant is also entitled to pendente-lite and future interest @ 6% per annum from 31.05.2016 i.e. date of filing of the claim petition till actual realization.

The claimant is directed to furnish the details of his bank account(s) and other particulars at the earliest, so that the compensation payable to him can be directly deposited in the said account(s) on attaining majority. Counsel fee assessed Rs.2000/-. Memo of costs be prepared. File be consigned to the Record Room.

Announced
10.05.2018

*Surender Singh**

(Kuljit Pal Singh)
Motor Accident Claims Tribunal,
Jalandhar.(UID No.PB0125)