

**Daily Lok Adalat****Bench No.1****502****FAO-2595-2004 (O&M)****ASHOK KUMAR AND ANOTHER VS. SANTOSH RANI AND OTHERS**

Present: Mr. Anil Chaudhary, Advocate for the appellants.

MR. R.C. Gupta, Advocate and
Mr. Sandeep Suri, Advocate along with
Mr. Vivek Suman, AM
for the National Ins. Co. Ltd.

The present appeal has been filed by the driver and owner of the offending vehicle seeking quashing of the impugned award dated 11.03.2004 passed by the Motor Accident Claims Tribunal, Sangrur, whereby the liability to pay compensation was fastened upon them on the ground that the driver of the offending vehicle was not holding a valid driving licence at the time of the accident.

The matter was referred to this Forum for the purpose of settlement. Learned counsel for the Insurance Company has made a statement that the driving licence of the driver, namely Ashok, has been duly verified and was found to be valid on the date of the accident, i.e. 26.02.2003. In view of this above, the Insurance Company has agreed to indemnify the insured, and consequently, the compensation shall be paid by the Insurance Company to the claimants instead of the driver and the owner of the vehicle.

In view of the above, the amount awarded by the learned MACT, i.e. Rs.2,52,000/-, along with interest @ 9% per annum from the date of filing of the claim petition, i.e. 25.03.2003, till the passing of the award, and further interest @ 3% per annum from the date of filing of the appeal till today, stands enhanced to Rs.4,25,000/- (so calculated by the Insurance Company).

Accordingly, the case is disposed of with a direction to the Insurance Company to deposit a crossed cheque in the sum of Rs.4,25,000/- (Rupees Four Lakh Twenty-Five Thousand only) in the name of the appellants (as per the award) with the MACT, Sangrur on or before 09.02.2026. In the event of failure to do so, the said amount shall carry interest @ 9% per annum from the date of this order till deposited with the MACT. The amount shall be disbursed to the appellants upon his filing of an appropriate application for execution.

The statutory amount of Rs.25,000/- be refunded to learned counsel for the appellants as per rule.

A photocopy of this order be sent to the claimants at given address in the memo of parties to take appropriate action.

(J.C. VERMA)
PRESIDENT

(ARVIND KUMAR)
MEMBER

22.12.2025

Atul