

ITEM NO.10

COURT NO.10

SECTION IVB

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 2492-2493/2016

(Arising out of impugned final judgment and order dated 25/08/2015 in FAO No. 3905/2013 22/09/2015 in FAO No. 3905/2013 25/08/2015 in FAO No. 6144/2012 22/09/2015 in FAO No. 6144/2012 passed by the High Court Of Punjab & Haryana At Chandigarh)

M/S. JIWA RAM SOM NATH

Petitioner(s)

VERSUS

BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LTD. AND ORS. Respondent(s)

(With interim relief and office report)

Date : 28/02/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s) Mr. R.Balasubramaanian, Adv.
Ms. Anindita Pujari, Adv.
Ms. Ananya Mishra, Adv.

For Respondent(s) Ms. Archana Pathak Dave, Adv.
Ms. Ankita Chaudhary, Adv.

Mr. Mohd. Tauseef, Adv.
Mr. Manish Shanker Srivastava, Adv.
Ms. Minakshi Vij, Adv.

UPON hearing the counsel the Court made the following
O R D E R

It is represented by learned counsel appearing for both the parties that the legal issue involved in this petition is:

whether "transport vehicle" and "omnibus" the "gross vehicle weight" of either of which does not exceed 7500 kg would be a "light motor vehicle" and also motor car or tractor or a roadroller, "unladen

weight" of which does not exceed 7500 kg and holder of licence to drive class of "light motor vehicle" as provided in Section 10(2)(d) would be competent to drive a transport vehicle or omnibus, the "gross vehicle weight" of which does not exceed 7500 kg or aa motor car or tractor or roadroller, the "unladen weight" of which does not exceed 7500 kg?

We are informed that by an order dated 11th February, 2016 in Civil Appeal No. 5826 of 2011, the aforesaid issue has been referred to a larger Bench in order to resolve conflict in the views expressed by different Benches of this Court. In view of the same, let these special leave petitions also be tagged with C.A. No. 5826 of 2011.

(Shashi Sareen)
AR-cum-PS

(S.S.R.Krishna)
Assistant Registrar