

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8666 OF 2014
(@ Special Leave Petition (C) No. 28039/2011)

MEENA & ORS. .. APPELLANTS

VERSUS

FAJRU & ORS. .. RESPONDENTS

O R D E R

Leave granted.

The question that emerged before the Tribunal whether any vehicle was involved in the causation of the accident. Learned counsel for the appellants has drawn our attention to the charge-sheet, wherein vehicle no. HR-55-1383 is mentioned.

As we find, the award passed by the Tribunal is not based upon proper appreciation of facts and the affirmance thereof by the High Court is absolutely laconic. Accordingly, the appeal is allowed and the award passed by the Tribunal as also the order of the High Court affirming the award of the Tribunal are set aside. The matter is remitted to the Tribunal for disposal in accordance with law. The Tribunal is

directed to dispose of the claim case within a period of four months from the date of receipt of a copy of this order. There shall be no order as to costs.

.....J.
(DIPAK MISRA)

.....J.
(VIKRAMAJIT SEN)

NEW DELHI
SEPTEMBER 12, 2014

ITEM NO.204

COURT NO.8

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). 28039/2011

(Arising out of impugned final judgment and order dated 5.4.2011 in
FAO No. 196/2011 passed by the High Court of Pujab & Haryana at
Chandigarh)

MEENA & ORS.

Petitioner(s)

VERSUS

FAJRU & ORS.

Respondent(s)

(With office report) (For final disposal)

Date : 12/09/2014 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s) Mr. R.K. Singh, Adv.
Mr. Kumar Gaurav, Adv.
Mr. B.N. Dubey, Adv.
Mr. Sajith. P, Adv.

For Respondent(s) Mohd. Irshad Hanif, Adv.
R.1 Mr. N. A. Usmani, Adv.

R.2 Mr. Sudhir Naagar, Adv.

Mr. P.B. Suresh, Adv.
Mr. Vipin Nair, Adv.
Mr. Udayaditya Banerjee, Adv.
M/s. Temple Law Firm

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

Leave granted.

Appeal is allowed in terms of the signed order.

(NAVEEN KUMAR)
COURT MASTER

(RENUKA SADANA)
COURT MASTER

(Signed order is placed on the file)