



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CWP-15527-2000 (O & M)**  
**Date of Decision: 28.02.2025**

Rachpal Singh deceased through LRs

.....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: None for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

**JAGMOHAN BANSAL, J.**

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 20.09.2000 (Annexure P-4) whereby Senior Superintendent of Police, Jalandhar has ordered to recover from him 50% of compensation awarded by Motor Accident Claims Tribunal, Bathinda to the claimant.

2. The petitioner joined Punjab Police as Driver. While he was on duty, his vehicle met with an accident. One person died in the accident. His dependents filed claim before Tribunal in terms of Motor Vehicle Act, 1988 (for short '1988 Act'). The Tribunal along with interest @ 12% per annum awarded compensation of Rs. 3,84,000/- to claimants in terms of Section 140 of 1988 Act.

3. The respondent by impugned order, ordered to recover 50% of awarded compensation from the petitioner.

4. The amount awarded by Tribunal as compensation was Rs. 3,84,000/- and as per impugned order, petitioner has to pay 50% of said amount. This Court, vide order dated 15.11.2000 while issuing notice of motion stayed



recovery of the amount sought to be recovered. The petitioner has passed away.

5. Considering the amount involved and the fact that petitioner has passed away, this Court does not find it appropriate to dilate on intricacies and arguments of both sides and find it appropriate to make the interim order dated 15.11.2000 absolute.

6. Pending miscellaneous application(s), if any, shall also stand disposed of.

28.02.2025  
shivani

(JAGMOHAN BANSAL)  
JUDGE

Whether reasoned/speaking  
Whether reportable

Yes/No  
Yes/No