



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

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FAO-41-2025 (O&M)

Date of Decision : 16.07.2025

NAVI GENERAL INSURANCE CO. LTD.

.... Appellant

VERSUS

POOJA AND ORS

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Nigam K. Bhardwaj, Advocate for the appellant.

ALKA SARIN, J. (ORAL)

CM-237-CII-2025

1. This is an application for condonation of delay of 321 days in filing the main appeal.

2. For the reasons stated in the application, the same is allowed and the delay of 321 days in filing the main appeal is condoned.

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3. The present appeal has been preferred by the appellant-Insurance Company aggrieved by the award dated 04.11.2023 passed by the Motor Accident Claims Tribunal, Panchkula (hereinafter referred to as the 'Tribunal') on the ground that there was no route permit.

4. The learned counsel for the appellant-Insurance Company would contend that the offending vehicle was plying without a route permit and hence the appellant-Insurance Company cannot be held liable.

5. Heard.

6. In the present case, RW-3 Shilagha, Sub-Inspector, RTA, Sector 5, Panchkula, had stepped into the witness box and in her cross-examination had stated that as per the Department's Rules, route permit of a vehicle is issued for 10 years only and after the period of 10 years the vehicle can be plied by paying motor vehicle tax. It had further come on the record that as per Ex.RW-3/A (tax receipt), the motor vehicle tax of vehicle bearing registration No.HR-68-A-1338 was paid up to 31.03.2020. The fitness certificate was issued upto 31.03.2020. She had further deposed that the fitness certificate is issued only when all the documents of the vehicle are valid. As per Ex.R-3, the motor vehicle tax was paid w.e.f. 01.01.2020 to 31.03.2020. The accident in the present case took place on 20.03.2020. In view of the statement of RW-3 Shilagha categorically stating that after 10 years the vehicle can be plied by paying tax and no permit is required and further in view of her admission that the said tax was duly paid, no fault can be found with the impugned award.

7. In view of the above, I do not find any merit in the present appeal and the same is accordingly dismissed. Pending applications, if any, also stand disposed off.

16.07.2025
Aman Jain

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: Yes/No