

M.A. No.76 of 2016

.... **Appellant**

.... **Respondent(s)**

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6. The claimant has been indemnified by the Tribunal only on the basis that the vehicle, in question, was registered, but it is an admitted position

rather finding of facts by the Tribunal that at the time of accident the vehicle, in question, was unregistered.

7. Considering the above facts, the present miscellaneous appeal is hereby, disposed of giving right to the appellant-Insurance Company to recover the amount from the owner/legal heirs of the offending vehicle.

8. So far as the claimant is concerned, his entitlement is not in dispute in the present case. The insurance company is directed to deposit the entire amount, if not already paid.

9. So far as the statutory amount is concerned, it should be remitted to the Tribunal for release of the same in favour of either claimants or Insurance Company depending upon the factual matrix of the case.

(Rajesh Kumar, J.)

*Raja/-
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