

ITEM NO.15

COURT NO.13

SECTION IV-B

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

**SPECIAL LEAVE PETITION (CIVIL)..... Diary No. 11102/2025**

[Arising out of impugned final judgment and order dated 18-10-2024 in FAO No. 3057/2006 passed by the High Court of Punjab & Haryana at Chandigarh]

**THE ORIENTAL INSURANCE COMPANY LIMITED**

**PETITIONER(S)**

**VERSUS**

**AMRIK SINGH & ORS.**

**RESPONDENT(S)**

**(FOR ADMISSION and I.R.**

**IA No. 122816/2025 - CONDONATION OF DELAY IN FILING**

**IA No. 122817/2025 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)**

**Date : 19-05-2025 This matter was called on for hearing today.**

**CORAM :**

**HON'BLE MR. JUSTICE PANKAJ MITHAL**

**HON'BLE MR. JUSTICE S.V.N. BHATTI**

**For Petitioner(s) Mr. Arvind Gupta, AOR**  
**Mr. Kanav Bhardwaj, Adv.**

**For Respondent(s)**

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

1. The delay of 9 days in filing and 45 days in refiling the present petition are condoned in the facts and circumstances of the case. Accordingly, I.A. Nos. 122816/2025 and 122817/2025 are allowed.
2. Heard learned counsel for the petitioner.
3. One of the submission of learned counsel for the petitioner is that in view of Section 167 of the Motor Vehicles Act, 1988, the claim petition

was not maintainable as the claimant(s) were entitled to compensation either under the provisions of Workmen's Compensation Act, 1923 or under the Motor Vehicles Act, 1988 but not under both.

4. Issue notice, returnable within six weeks.

5. In the meantime, there shall be stay of the impugned judgment and order passed by the High Court dated 18.10.2024.

(SNEHA DAS)  
SENIOR PERSONAL ASSISTANT

(RENU BALA GAMBHIR)  
ASSISTANT REGISTRAR