



2026:PHHC:068615

CR No. 3748 of 2026 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(128)

CR No. 3748 of 2026 (O&M)

Date of Decision : 04.05.2026

Sandeep Kumar

...Petitioner

Versus

Narinder Kaur and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Dhruv Gupta, Advocate with
Ms. Titiksha, Advocate for the petitioner.

Amarinder Singh Grewal, J. (Oral)

1. The present civil revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 23.02.2026 (Annexure P-1) passed by the learned Motor Accident Claims Tribunal, District Ambala, whereby the application filed by the petitioner under Order 1 Rule 10(4) read with Section 151 CPC for impleading one Mohar Singh as respondent was dismissed.

2. Briefly stated, Narinder Kaur and others (claimants) filed a claim petition under Section 166 of the Motor Vehicles Act, 1988 seeking compensation to the tune of Rs. 50 lakhs along with interest @ 18% per annum on account of the death of Gurmit Singh son of Balkar Singh in a motor vehicular accident dated 24.08.2022. The present petitioner, Sandeep Kumar, was arrayed as respondent No. 2 in the said claim petition. Upon notice, the petitioner appeared and filed his written statement. In paragraph



24 thereof, he specifically pleaded that he was not the owner of the offending vehicle bearing registration No. HR-26-BV-1315, having sold the same to Mohar Singh son of Shri Phool Singh, resident of Village Karwar, District Alwar (Rajasthan), on 08.03.2021. It was further asserted that the said Mohar Singh had executed an affidavit acknowledging the purchase and that a No Objection Certificate had also been obtained from the State Transport Department, Narnaul.

3. Learned counsel for the petitioner contends that in view of the aforesaid plea, the application under Order 1 Rule 10 CPC for impleading Mohar Singh as a respondent ought to have been allowed by the learned Tribunal.

4. Heard.

5. A perusal of the record reveals that the petitioner had taken a specific and categorical plea regarding transfer of ownership of the vehicle prior to the date of accident. In such circumstances, the presence of the alleged purchaser, namely Mohar Singh son of Shri Phool Singh, would be necessary for proper and effective adjudication of the controversy involved in the claim petition. The learned Tribunal, while dismissing the application, failed to appreciate that impleadment of such a party would assist in determining the real liability and avoid multiplicity of proceedings.

6. In view of the above, this Court is of the considered opinion that the impugned order cannot be sustained.

7. Accordingly, the impugned order dated 23.02.2026 (Annexure P-1) is set aside. The learned Motor Accident Claims Tribunal, Ambala, is directed to implead Mohar Singh son of Shri Phool Singh as a respondent in



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the claim petition and thereafter proceed with the matter in accordance with law.

8. The present petition stands disposed of in the above terms.

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

May 04, 2026
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(AMARINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No