



[SC] Motor Vehicles Act, - Composite negligence - Head on collision - Only 50% amount awarded to the claimant by the tribunal as the other vehicle was not impleaded - High Court granted liberty to the appellants to file a separate claim for payment of the remaining amount - Set aside - Insurer liable to pay full amount and recover. [PLRonline 417503]

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Motor Vehicles Act, - Composite negligence - Head on collision - No reason for the High Court to compel them to initiate fresh recovery proceedings against the second offending vehicle - High Court ought to have ordered the disbursement of the entire compensation to the claimants, with due protection of the right of the insurance company to have recourse, as may be available in law, for the recovery of the part of its liability from the driver/owner of the offending truck - Pay and Recover.

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