

VALIDITY OF INSURANCE POLICY (UTMOST IMPORTANCE)

The Case: –

KUALA LUMPUR: The High Court has granted an insurance company the declaration it sought to invalidate a motor insurance policy that was purchased immediately after an accident.

The judge noted that the policy was issued at 3:49 PM on December 23, 2022. However, the victim of the accident, a motorcyclist, had filed a police report stating that the incident occurred at 3:45 PM on the same day.

As a result, the insurance company is not liable for covering any claims arising from the accident in 2022.

The Facts: –

- An insurance policy is a contract.
- The date and time of issuance are key factors in determining the policy's validity.
- Any non-disclosure of important information prior to the contract will render the contract null and void.
- The principle of insurance is that it must be fair and bona fide for all parties involved.
- Neither party should take advantage of the other.

Even though the policy is invalid, the car owner is still liable. The motorcyclist may pursue a compensation claim against the car owner, as this does not exempt the owner from liability due to negligence.

Feel free to contact us for further clarification with no obligation attached.

Contact us now for a free consultation:

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