

* IN THE HIGH COURT OF DELHI AT NEW DELHI

MAC App. No.527/2010

Date of Decision: October 06, 2010

UNITED INDIA INSURANCE CO LTD Appellant
through Mr. A.K.De, Advocate with Mr. Rajesh
Dwivedi, Advocate

versus

NIMANTRA DEVI & ORS Respondents
through Mr. N.K.Sharma, Advocate for
respondents No.1 to 6.

CORAM:
HON'BLE MISS JUSTICE REKHA SHARMA

1. Whether the reporters of local papers may be allowed to see the judgment? No
2. To be referred to the reporter or not? No
3. Whether the judgment should be reported in the 'Digest'? No

REKHA SHARMA, J. (ORAL)

The only grievance of the appellant/United India Insurance Company Limited against the impugned award dated April 21, 2010 is that the learned Motor Accident Claims Tribunal has awarded a sum of ₹ 1,50,000/- towards loss of love and affection which is highly excessive.

A perusal of the impugned award, particularly, paragraph-59 of the same goes to show that the Claims Tribunal has relied upon a judgment of this Court in the case of *Kailash Kaur & Another V/s New*

India Insurance Company Limited, bearing MAC Appeal No.313/08 decided on March 24, 2009 wherein it has been held that compensation for loss of love and affection and loss of company should be at the rate of ₹ 25,000/- to each of the petitioner.

The claimants in the present appeal are the widow, three children and the parents of the deceased. Going by the aforementioned judgment of this Court, the Tribunal has awarded a sum of ₹ 1,50,000/- towards loss of love and affection. I find no infirmity in the award of the Tribunal.

There is no merit in the appeal. The same is dismissed.

REKHA SHARMA, J

OCTOBER 06, 2010
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