

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

FAO No. 888 of 2003

Date of Decision: 18.02.2015

Ram Kumar (deceased) through LRs Om Parkash & Ors.

... Appellants

vs.

Vinod Kumar and anr.

... Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present:- Mr. Jitender Dhanda, Advocate
for the appellants.**

**Mr. Vinod Gupta, Advocate
for insurance company.**

ANITA CHAUDHRY, J.

CM No. 2862-CII of 2015

For the reasons mentioned in the application, the same is allowed and persons mentioned in para No.3 of the application are impleaded as LR's of appellant Ram Kaur for the purpose of this litigation alone.

FAO No. 888 of 2003

This is claimant's appeal seeking enhancement of the compensation allowed to her by the Motor Accident Claims Tribunal, Hisar (for brevity, the 'MACT') vide award dated 25.11.2002.

Ram Kaur, now deceased, filed a claim petition seeking compensation for the injuries received by her in an accident on 31.01.2000.

The Tribunal awarded Rs.75000/- as compensation to Ram Kaur.

Dis-satisfied with the same, she filed the instant appeal seeking enhancement of compensation.

The submission of learned counsel for the appellant is that the compensation awarded for pain and suffering and future treatment is inadequate.

The perusal of impugned award reveals that the Tribunal had awarded Rs.50,000/- for pain and suffering, mental shock under general damages head. The claimant remained in hospital from 31.01.2000 to 12.2.2000 and entire hospital charges were allowed to her by the Tribunal. She was given Rs.25000/- on account of special diet, transportation, hospital charges and medical bills. No evidence was produced to show that she had become disabled or required services of any attendant. There was no disability. The compensation allowed to Ram Kaur was just and reasonable. There is no scope for any enhancement.

The appeal is dismissed.

18.02.2015

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**(ANITA CHAUDHRY)
JUDGE**