

CM No.25010-CII of 2015 in/and
FAO No. 2887 of 2011

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

CM No.25010-CII of 2015 in/and
FAO No. 2887 of 2011
Date of Decision: December 10, 2015

Employe State Insurance Corporation and another

...Appellants

Versus

Parmasher and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Vikas Suri, Senior Standing Counsel
for the appellants.

Mr. Vikram Singh, Advocate
for the respondents.

AUGUSTINE GEORGE MASI, J. (Oral):

CM No.25010-CII of 2015

Prayer in this application is for preponement of the main appeal and disposal of the same in view of the order dated 11.08.2015.

With the consent of the counsel for the parties, the main case is taken on board for the final hearing. Application stands disposed of.

FAO No. 2887 of 2011

It is not in dispute that as per the order passed by this Court on 27.04.2015, a Medical Board was constituted which has

CM No.25010-CII of 2015 in/and
FAO No. 2887 of 2011

assessed the disability at 75% and accordingly, the payments have also been released to respondent No.1 (Parmeshwar son of Shri Jagdish Singh).

Keeping in view the fact that the payments as per the rates of daily wages as fixed from time to time and the benefits of disability has been calculated and released, this Court is of the opinion that interest at the rate of 6% per annum be granted on the payments which ought to have been assessed and released treating the disability as 75% as assessed by the Medical Board as per order dated 27.04.2015 passed by this Court but had been released at the rate of 50%. The said amount be calculated and released to the respondent No.1 (Parmeshwar) within a period of six weeks from today. The details of the calculations be also supplied to the respondent alongwith the payments of the interest amount.

Disposed of, accordingly.

December 10, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE