

FAO No.6134 of 2012

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

FAO No.6134 of 2012

Date of Decision: September 22, 2015

Singh Ram & another

...Appellants

Versus

The Executive Engineer (Construction), UHBVNL & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. HPS Ishar, Advocate
for the appellants.

Mr. Sudhir Hooda, Advocate
for respondent No.1.

Mr. Ashwani Talwar, Senior Advocate with
Mr. Jagjit Singh Chatrath, Advocate
for respondent No.4.

AUGUSTINE GEORGE MASI, J. (Oral):

The only point which has been agitated by the learned counsel for the appellants is that the interest which has been granted by the Commissioner under the Workmen's Compensation Act, Yamuna Nagar, Circle-II, in the award dated 14.03.2012, is with effect from the date of the award itself, whereas, it should have been after 30 days from the date of death of the deceased Kamaljit Singh-workman. In support of this contention, counsel has placed reliance upon the judgment of this Court passed in FAO No.206 of 2013, titled

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as 'Salochna Devi & others Vs. Partap Singh & another', which is based upon the judgment passed by the Hon'ble Supreme Court in **Oriental Insurance Company Limited Vs. Siby George and others, 2012 ACJ 2126.**

Counsel for the respondents could not controvert the position as has been projected by the counsel for the appellants and the law settled by the Hon'ble Supreme Court.

In view of the above, the present appeal is partly allowed to the extent that the appellants will be entitled to the interest as has been granted by the Commissioner under the Workmen's Compensation Act, Yamuna Nagar, Circle-II, in his award dated 14.03.2012 at the rate as has been recorded therein, from 30 days after 15.06.2008 i.e. the date of death of Kamaljit Singh-workman.

September 22, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE