

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

FAO-2685-2013
(MACT case No.149 dated 9.8.2012)
Date of decision: 24.8.2015

Hina

...Appellant

Versus

Pritam Singh and others

...Respondents

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.PK Kataria, Advocate for the claimant-appellant

Mr.Arun Sharma, Advocate for
Mr.TK Joshi, Advocate
for respondent No.3-Insurance Company

SNEH PRASHAR, J.

The present appeal has been filed by the claimant-appellant, seeking enhancement of the compensation amount awarded by learned Motor Accident Claims Tribunal, Jind (for short 'the Tribunal'), vide award dated 18.12.2012, on account of the injuries sustained by her in a motor vehicular accident.

The submissions made by learned counsel for the parties have been heard and record perused.

It is submitted on behalf of the appellant that due to the accident, she suffered multiple injuries on her head, shoulder and fracture on right hand and stitches on the head. She was advised for

below elbow plaster. Submitting that the compensation awarded is inadequate, learned counsel prayed that the same be enhanced.

On the other hand, the learned counsel for the respondent- Insurance Company submitted that no disability was suffered by the appellant due to injuries and therefore, the compensation awarded by the learned Tribunal is just and adequate.

It is not disputed that the appellant sustained injuries due to the accident. She was six years of age at the time of accident and was represented by her mother- natural guardian but no evidence was produced to prove that she had suffered any grievous injury or disability or that any amount was spent on her treatment/ medicine etc. A sum of Rs.10,000/- towards pain and suffering was awarded to her by learned Tribunal, which appears to be just and adequate. In the considered opinion, of this Court, there is no scope for any enhancement of compensation.

Resultantly, the present appeal is dismissed.

24.8.2015
gsv

(SNEH PRASHAR)
JUDGE