

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

FAO No.1259 of 2014 (O&M)

Date of decision: 08.05.2015

Harwinder Kaur and others

....Appellants

Versus

Major Singh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE K.C. PURI.

Present: Mr. Anil Kumar Lamdharia, Advocate
for the appellants.

Mr. M.B. Jain, Advocate
for respondent No.4.

K.C. PURI J. (Oral)

This is an appeal directed by claimants against the award dated 20.05.2013, vide which a sum of Rs.3,40,000/- was allowed on account of death of deceased-Zorawar Singh in a motor vehicular accident.

The learned Tribunal after adjudication has assessed the income of the deceased as Rs.5,000/- in the year 2010. ½ has been deducted in respect of personal expenses as the deceased was a bachelor. The yearly dependency has been taken as Rs.30,000/-. By keeping in view the age of the parents the multiplier of 11 was applied and the amount of compensation has been calculated as

Rs.3,30,000/-.

Learned counsel for the appellant has submitted that the multiplier applied by learned Tribunal is on lower side, but as per “**Smt. Sarla Verma and others vs. Delhi Transport Corporation and another**” reported in **2009(3) R.C.R. (Civil) 77**, the multiplier in the age group of 51-55 is 11 and that has been allowed. So, the amount of calculation does not find any fault, however there is a fault in allowing a sum of Rs.5,000/- in respect of funeral expenses and Rs.5,000/- in respect of loss of love and affection which is on lower side. So, a sum of Rs.25,000/- stands allowed in respect of funeral expenses. Another sum of Rs.1,00,000/- stands allowed in respect of loss of love and affection. So, in this manner the claimants are held entitled to claim Rs.1,15,000/- more in addition to the amount awarded by the Tribunal. The said amount shall carry interest @ 7.5% per annum from the date of application till payment. The liability to pay the aforesaid amount shall be same as ordered by the Tribunal.

Appeal stands disposed of, accordingly.

A copy of this order be sent to the Tribunal for compliance.

08.05.2015
yakub

(K.C. PURI)
JUDGE