

**104-A IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

FAO No.1550 of 2015 (O&M)

Decided on: 23.4.2015.

National Insurance Company Limited

... Appellant

Versus

Bohti Devi and others

... Respondents

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

Present : Mr. S.S. Sidhu, Advocate,
for the appellant.

K.C.PURI.J.

CM No. 4440-CII of 2015

There is delay of 4 days in filing the appeal. The same stands condoned on the grounds mentioned in the application.

Main case

This is an appeal directed by insurance company against the Award dated 13.11.2014 passed by Sh. Ajay Kumar Verma, Presiding Officer, Motor Accident Claims Tribunal, Karnal (For short “the Tribunal”) vide which the claim petition was partly accepted and a compensation of Rs.9,60,000/- was awarded to the claimants.

The Tribunal has taken the income of the deceased as Rs.10,000/- per month and his dependency has been taken to the tune of 1/2th and annual dependency has been taken as Rs.60,000/- and multiplier of 14 has been applied. The loss of dependency was assessed as Rs.8,40,000/-. A sum of Rs.1 lac was allowed in respect of loss of

love and affection and consortium. The claimants were also awarded

another sum of Rs.20,000/- for transportation and funeral expenses and in this manner, total compensation of Rs.9,60,000/- has been awarded to the claimants.

The only point urged by learned counsel for the appellants is that income of the deceased as Rs.10,000/- per month is on higher side.

The deceased was working as Mason and as such, the income of Rs.10,000 /- per month cannot be said to be on higher side. In view of above discussion, the appeal is without any merit and the same stands dismissed.

23.4.2015.
SN

(K.C.PURI)
JUDGE