

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

FAO No.3923 of 2014

Date of decision: 09.04.2015

Bhateri Devi and another

..... Appellants

versus

Satish Kumar & others

..... Respondents

CORAM: Hon'ble Mr. Justice Kuldip Singh

Present: Mr. Sandeep Kotla, Advocate for the appellants
Mr. Lalit Garg, Advocate for respondent No.3

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

This is claimants appeal against the award dated 5.2.2014 passed by the Motor Accident Claims Tribunal, Fatehabad.

In this case, Sunil Kumar, 20 years old son of the claimant, died in a motor vehicular accident.

Learned counsel for the appellant has argued that inadequate compensation was granted to the claimants on two heads i.e. (i) loss of love and affection (ii) funeral expenses and last rites.

The Tribunal awarded Rs.10,000/- each on account of said two heads, whereas as per authority in the case of Sarla Verma and others v. Delhi Transport Corporation and others, 2009 ACJ 1298 (SC), Rs.one lac were to be granted on account of loss of love and affection and Rs.25000/- were to be allowed for funeral and last

rites.

In view of the admitted position, the compensation for loss of love and affection is enhanced to Rs. One lac and for last rites is enhanced to Rs.25000/-. In this way, total compensation of Rs.1,05,000/- is enhanced over and above compensation already awarded. The enhanced compensation shall be paid with interest @ 7.5% per annum from the date of filing the application till its realization.

Appeal is accordingly allowed.

09.04.2015
gk

(Kuldip Singh)
Judge