

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

F.A.O. No.2328 of 2015 (O&M)

Date of decision: 8.4.2015

Reliance General Insurance Company Limited

... Appellants

Versus

Davinder Kaur and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Subhash Goyal, Advocate,
for the appellants.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.(Oral)

The only ground raised in the appeal is that the widow of the deceased was in receipt of family pension and, therefore, that amount should be factored and the compensation reduced accordingly.

The second submission is that no documentary evidence was placed on record with respect to the service particulars of the deceased husband while he worked in the CRPF. I am afraid both these grounds of challenge are not tenable. The first submission is not a legally sound argument as family pension to the widow has got nothing to do with compensation under the motor accident compensation law and is based on different principle. The second is a factual aspect which cannot be gone into in this appeal as there is ample evidence of income and age of the deceased

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on record to work out adequate and just compensation as has been granted
by the Motor Accidents Claim Tribunal, Ludhiana.

No ground for interference is made out.

Dismissed.

(RAJIV NARAIN RAINA)
JUDGE

April 8, 2015
Paritosh Kumar