

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

FAO No.4193 of 2014 (O&M)

Date of decision: 20.04.2015

Jasbir Singh

..... Appellant

versus

Bhim Singh & others

..... Respondents

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Kuldeep Khandelwal, Advocate for the appellant

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?

Kuldeep Singh, J. (Oral)

This is claimant's appeal for enhancement of compensation on account of injuries received by him in a motor vehicular accident.

It comes out that the claimant had met with an accident while riding his motorcycle on 16.8.2012. The Tribunal took into the consideration the medical bills and compensation of Rs.1,63,500/- was awarded. For hospitalization for 17 days, Rs.34,000/- were awarded. For pain and sufferings for 17 days, Rs.30,000/- were awarded. For 12% permanent disability on the right lower limb and right shoulder, compensation of Rs.25,000/- was awarded. Similarly, on account of loss of income, a compensation of Rs.10,800/- was awarded. Total compensation of Rs.2,63,300/- has been awarded along with interest at the rate of 7.5% percent per annum from the

date of filing of the petition till realization of the entire amount.

Learned counsel for the appellant has argued that for 12% disability, the multiplier method should have been applied. I am not impressed with the argument. In this case, there was 12% permanent disability on the right lower limb and right shoulder. The Tribunal has recorded the finding that it does not show that his earning capacity for future has been adversely affected. Therefore, compensation for disability is just and proper. Similarly for pain and suffering, for hospitalization, medical bills and loss of income, proper compensation has been awarded.

Learned counsel for the appellant has pressed that on account of loss of prospects of marriage, separate compensation should have been awarded. Since, there is no evidence that there is disfigurement of the body, which would adversely affect his marriage prospects, therefore, no compensation on account of marriage prospects was allowed.

There are no merits in the present appeal. The same is accordingly dismissed.

20.04.2015
gk

(Kuldip Singh)
Judge