

239 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO-5759-2014 (O&M)

Date of decision: August 20, 2015

SHRIRAM GENERAL INSURANCE CO. LTD ...Appellant

Versus

RAMPHAL AND ORS

...Respondents

CORAM: HON'BLE MRS JUSTICE LISA GILL

Present: Mr. Ashwani Talwar, Advocate
for the appellant.

Mr. Sant Lal Barwala, Advocate
for respondents No.1 and 2.

LISA GILL, J.(ORAL)

Learned counsel for the appellant fairly submits that notice was issued in this case solely on the question of the multiplier to be applied i.e whether it should depend on the age of the deceased or the age of the claimants. In the present case deceased-Satish being 28 years old, a multiplier of 17 was applied as per the dictum of the Hon'ble Supreme Court in Sarla Verma and others vs. Delhi Transport Corporation and another, 2009 ACJ 1298. As per the appellant-Insurance Company multiplier should be on the basis of the age of the parents.

Matter is no longer res integra. While referring to its earlier pronouncement in the case of Reshma Kumari vs. Madan Mohan (2013)9 SCC 65 the Hon'ble Supreme Court in Munna Lal Jain and anr. vs. Vipin Kumar Sharma (2015) 6 SCC 347, has categorically held that the multiplier to be applied in such cases is according to the age of the deceased. No other point has been raised.

In view of the above, present appeal is dismissed.

August 20, 2015
m. sharma

(LISA GILL)
JUDGE