

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

FAO No.3773 of 2002

Date of decision: November 09, 2016

Ramanand

... Appellant

Versus

Ramesh Kumar & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Arun Yadav, Advocate for the appellant.

Ms. Shamsheer Kaur, Advocate for respondent No.3.

Rajan Gupta, J. (oral)

Present appeal is directed against the award dated 1.2.2002, passed by Motor Accident Claims Tribunal, Narnaul, whereby compensation of Rs.1,25,000/- alongwith interest was awarded to the appellant.

Accident occurred on 7.10.1997. The offending vehicle hit the appellant, as a result of which he suffered fracture of his left thigh bone. Tribunal came to the conclusion that accident was as a result of rash and negligent driving by driver of the truck. After examining the evidence, it found that appellant was entitled to Rs.1,25,000/- as compensation, break up of which is as follows:-

“a.	Medical and other expenses	...	Rs.15,000/-
b.	Loss of income	...	Rs.85,000/-
c.	Pains and sufferings	...	Rs.25,000/-”

He was also held entitled to interest @ 9% per annum from the date of institution of the petition till realization.

Stand of the insurance company is that the amount of compensation was granted to the appellant despite the fact that he did not examine the doctor despite the fact that he had suffered permanent disability.

I find no infirmity with the order. Besides, the accident took place way back in the year 1997. Petitioner may have been paid the compensation alongwith 9% interest by now. There is no ground to interfere in appellate jurisdiction of this court.

Dismissed.

(RAJAN GUPTA)
JUDGE

November 09, 2016
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No