

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

FAO No. 4834 of 2002 (O&M)

Date of decision : May 09, 2016

Savitri Devi,

..... Appellant

v.

Rajinder Kumar and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Bhag Singh, Advocate
for the appellant.

Mr. DR Bansal, 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 ?**

Ajay Tewari, J (Oral)

This appeal has been filed for enhancement of compensation. Since liability is not disputed, detailed reference to the facts would not be required. Suffice it to say that the appellant in the accident suffered a fracture which resulted into 20% permanent disability. He has been awarded total compensation of ₹ 64,800/- under the following heads :-

i) Medical expenses	₹ 4,300.00
ii) Pain and suffering	₹ 10,000.00
iii) Permanent disability.	₹ 40,000.00
iv) Attendant charges	₹ 1,500.00
v) Nutritious diet	₹ 1,500.00

vi)Transportation charges	₹ 1,500.00
vii)Loss of income	₹ 6,000.00

Counsel for the appellant has argued that since the appellant had permanent disability, the amount paid under the heads of attendant charges, nutritious diet and transportation charges is highly inadequate.

Counsel for respondent No.3 has pointed out that the hospitalization of the injured-appellant was only for 2-3 days.

Be that as it may, keeping in view the facts and circumstances of the case, I deem it appropriate to enhance the compensation by ₹ 5200/- under these heads. Ordered accordingly. The enhanced amount would carry interest @ 8% pa from the date of the application till the date of payment.

This appeal stands disposed of.

May 09, 2016
'kk'

(AJAY TEWARI)
JUDGE