

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

FAO-7119-2010 (O&M)

Date of Decision: 26.02.2016

National Insurance Co. Ltd.

...Appellant

Versus

Inderjit Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.C. Gupta, Advocate for the appellant.

None for respondent No.1.

Mr. Prashant Bansal, Advocate
for respondents No.2 & 3.

JITENDRA CHAUHAN, J. (Oral)

This is Insurance Company's appeal challenging the impugned award dated 15.06.2010, passed by the learned Motor Accident Claims Tribunal, Patiala.

2. The learned counsel for the appellant refers to the detailed chart reflected in para No.6 of the ground of appeal to contend that once the multiplier had been applied, the amount of Rs.1,50,000/- towards permanent disability ought not have been allowed. No other argument is raised.

3. There is merit in the contention raised by learned

counsel for the appellant, however, keeping in view the nature of injuries suffered, this Court feels that the amount paid towards pain and suffering is highly inadequate. The claimant/respondent No.1 suffered head injury with subdural hemorrhage left parietal region injuries which was declared grievous in nature. The injured remained hospitalized from 24.12.2004 to 27.12.2004. Therefore, the amount of Rs.1,50,000/-, awarded towards permanent disability, shall now be treated as compensation on account of pain and suffering.

4. With the aforesaid modification in the impugned award, the present appeal is dismissed.

26.02.2016

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**(JITENDRA CHAUHAN)
JUDGE**