

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

**FAO-6352-2011 (O&M)**

**Date of decision: 05.02.2016**

Smt. Saroj Devi and others

...Appellants

Versus

Surender Singh and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. J. P. Sharma, Advocate for the appellants.

Mr. B. K. Bagri, Advocate for LR's of respondent No.1

Mr. R. K. Bashamboo, Advocate for respondent No.3.

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**JITENDRA CHAUHAN, J.**

**CM Nos.25237 & 25239-CII of 2011**

Despite availing sufficient opportunity, no reply has been filed to the delay applications.

Heard.

For the reasons contained in the applications, same are allowed and delay of 51 days in re-filing and 84 days in filing the appeal is condoned.

**Main Case**

This is claimants' appeal seeking enhancement of the amount of compensation awarded towards the repair of the maxi cab involved in the accident vide impugned award dated 27.11.2010, passed by the learned Motor Accident Claims Tribunal, Narnaul (for short, 'the Tribunal').

It is contended that the learned Tribunal erred in allowing only Rs.80,000/- towards repair of the vehicle out of the total expenses of Rs.1,95,920/- incurred by the appellants.

On the other hand, the learned counsel for the respondents have vehemently opposed any enhancement and states that the learned tribunal has rightly awarded the compensation for the damaged car.

I have heard the learned counsel for the parties and perused the record.

The Award passed by the Tribunal is based on the testimony of PW-4, Manoj Kumar, the owner of the workshop i.e. Vishwakarma Accidental Workshop, wherein the repair of the vehicle in question was carried out and on the basis of the report Ex.PJ, prepared by PW5, Bhoop Singh who mechanically examined the vehicle. The learned counsel for the appellant has failed to indicate any circumstance or document indicating that the

amount awarded is insufficient or inadequate. Therefore, this Court feels that there is no scope for any interference in the award passed by the learned Tribunal.

Accordingly, this appeal is dismissed.

**05.02.2016**

*ashok*

**( JITENDRA CHAUHAN )  
JUDGE**