

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

FAO-10074-2014

Date of decision: 26.2.2016

Gurmail Singh and others

...Appellants

Versus

Prem Singh and others

...Respondents

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.KK Saini, Advocate for the appellants

SNEH PRASHAR, J.

Dissatisfied with the compensation awarded by learned Motor Accident Claims Tribunal, Ambala, (for short 'the Tribunal') vide award dated 3.9.2014, claimants -appellants have filed the present appeal for enhancement of the same.

The submissions made by Mr.KK Saini, Advocate for the appellants have been heard.

It is submitted on behalf of the appellants that the deceased was a household lady and was contributing her services to the family by doing all household work. She was also engaged in the work of knitting and stitching and used to earn Rs.15000/- per month. However, learned Tribunal has taken her income as Rs. 3000/- per month only while calculating the compensation. He further submitted that the amount awarded under conventional heads is also inadequate.

It is proved on record that the deceased was 37 years old at the

time of her death. The claimants are the husband and three minor children. Claimants-appellants did not produce any documentary / substantive evidence to show that she was doing stitching and knitting work. Thus, there being nothing to indicate individual income of the deceased, learned Tribunal taking her as a housewife had rightly assessed her income as Rs.3000/- per month, which appears just and appropriate. As regards the multiplier, learned Tribunal comprehending the law laid down in **Sarla Verma and others vs. DTC and another 2009 ACJ 1298**, applied the multiplier of 15, which again is right. Learned Tribunal further awarded a sum of Rs.One lac on account of loss of consortium and loss of estate; Rs.75,000/-on account of loss of love, care and guidance to the children and Rs.25,000/- under the head of funeral expenses, which need no modification.

No other point has been raised.

In the above premise, finding the compensation awarded by learned Tribunal as just and appropriate, the impugned Award does not warrant any intervention and the present appeal being bereft of merit is dismissed.

26.2.2016
gsv

(SNEH PRASHAR)
JUDGE