IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

FAO No. 1920 of 2014 (O&M)
Date of decision: 18.02.2016

Shri Ram General Insurance Company Ltd. ... Appellant

versus

Jagpreet Singh and others .... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Tajender K. Joshi, Advocate for the appellant.

Mr. Mayank Mathur, Advocate for respondent Nos. 1 to 3.

Mr. Harsh Chopra, Advocate for respondent No.4.

K.Kannan, J. (ORAL)

There is no merit in the appeal filed by the Insurance Company. The deceased was a government servant and the family obtained the benefit of family pension. The multiplier adopted is more than the number of years of service left and tax has not been deducted.

Everyone of the contentions is untenable. The pension is a deferred wage and an amount which the wife gets for the services already rendered cannot be deducted in terms of several decisions that abound in this area of law. The multiplier is not necessarily the number of years of life left but it is the tool for projecting the possible return that can be used as a corpus which if invested in a stable economy will return a sum equivalent to the contribution. The objection regarding the deduction of income tax is meaningless since the assessment has been done after making provision for the tax payable for the income. The appeal itself is a waste of judicial time and a hopeless effort on the part of the insurer to stifle a reasonable compensation arrived at already by the Tribunal.

The appeal is dismissed.

(K.KANNAN)
JUDGE

18.02.2016
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