

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

FAO No.3907 of 2013 (O&M)
Date of decision: August 23, 2016

Rekha and another ... Appellants

Versus

Sohan Lal and others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Vivek Suri, Advocate for the appellants.
Mr. Manpreet Singh, Advocate for
Mr. SPS Sidhu, Advocate for respondent No.2.
Mr. Rajesh K. Sharma, Advocate for respondent No.3.

Rajan Gupta, J.

CM-15873-CII-2013:

This is an application under Section 5 of the Limitation Act seeking condonation of 57 days delay in filing the appeal.

For the reasons mentioned in the application, same is allowed and delay in filing the appeal is condoned.

FAO-3907-2016:

Claimants have challenged the findings of the tribunal on the limited question of computation of compensation.

Learned counsel for the appellants contends that the tribunal assessed the compensation only to the tune of Rs.2,50,000/- on account of death of their son, who was a student of eight years of age at the time of his death.

Learned counsel appearing for the respondents, however, submit that tribunal has correctly assessed the compensation. There is no scope for enhancement of same.

I have heard learned counsel for the parties and given careful thought to the facts of the case.

It appears that accident took place on 10.4.2010, wherein Suraj, son of the appellants had died. The tribunal granted Rs.2,50,000/- as pecuniary and non-pecuniary compensation, as deceased was eight years of age and was not earning. I am of the considered view that there is no error in the impugned award. Thus, no interference in the appellate jurisdiction of this court is called for.

Dismissed.

(RAJAN GUPTA)
JUDGE

August 23, 2016
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No