

216.

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

FAO No.2494 of 2014 (O&M)

Date of decision:13.05.2016

United India Insurance Company Limited ... Appellant

versus

Smt. Parvati and others Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Paul S. Saini, Advocate,
 for the appellant.

 Mr. Pradeep Kumar, Advocate,
 for respondents 1 to 3.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ?No.

K.Kannan, J. (Oral)

1. The only point that stands for consideration is the application of deduction of 1/4th when it should have been 1/3rd considering the fact that there were 3 dependents. This error resulted in an additional amount of ₹1,37,500/- and this was the only ground on which notice had been ordered. The counsel for the respondents is present and points out that separate amount for loss of love and affection for mother has not been granted. The head of claim answered for loss of love and affection at ₹1 lakh for a child which

ought to be taken as including a claim to the parent as well in terms of the decision in **Reshma Kumari and others Versus Madan Mohan and another-2013(9) SCC 65**. I do not find there is any other error that would require a correction.

2. The award passed already shall stand reduced by ₹1,37,500/- and in all other respects, the award is confirmed.

3. The award stands modified and the appeal by the Insurance Company is allowed on the above terms.

(K.KANNAN)
JUDGE

13.05.2016
sanjeev