

223.

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

FAO No.4231 of 2014 (O&M)

Date of decision:17.05.2016

Shamla Devi and another

... Appellants

versus

Atul and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Ms. Loveleen Dhaliwal, Advocate,
for Mr. K.S. Dhaliwal, Advocate,
for the appellants.

Mr.G.S. Ahluwalia, Advocate,
for respondent No.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 ground urged is the lack of provision for loss of love and affection for death of a boy for a claim by the parents. The point of law has been well established that the amount for loss of love and affection for each parent could not have been less than ₹50,000/-, commencing from the decision from **Rajesh Versus Rajbir Singh-2013(9) SCC 54**. The claim is awarded to an additional amount of ₹1 lakh with interest at 9% from the date of petition till date of payment. The liability shall be on the insurer.

The entitlement will be equally shared amongst the claimants/
appellants.

2. The award stands enhanced and the appeal is allowed on
the above terms.

(K.KANNAN)
JUDGE

17.05.2016
sanjeev