

IN THE HIGH COURT OF PUNJAB AND HARYANA  
CHANDIGARH

Mamta  
24/09/20 10:12  
I attest to the accuracy and  
integrity of this document

FAO No.5496 of 2014 (O&M)

Date of decision: 30<sup>th</sup> August, 2016

Rishi

...Appellant

Versus

Ram alias Rama and others

...Respondents

**CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL**

Present: Mr. Munish Kumar Garg, Advocate,  
for the appellant.

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**REKHA MITTAL, J (ORAL)**

Rishi, the claimant is in appeal, seeking enhancement of compensation in respect of injuries sustained by him, in a motor vehicular accident.

The learned Tribunal awarded compensation under the following heads:-

|                                         |             |
|-----------------------------------------|-------------|
| Hospitalization and pain and sufferings | Rs.12,000/- |
| Special diet                            | Rs.6,000/-  |
| Conveyance charges                      | Rs.5,000/-  |
| Medical expenses                        | Rs.56,000/- |
| Total                                   | Rs.79000/-  |

The sole submission made by counsel for the appellant is that as the claimant suffered fracture of left femur bone and a nail was inserted with surgical intervention, he is entitled to compensation qua expenditure on future treatment qua removal of nail.

I have heard counsel for the appellant, perused the paper book particularly the award passed by the learned Tribunal.

On a pointed inquiry raised by the Court, counsel for the appellant has fairly informed that there is no medical evidence on record that

any future treatment is required by the victim with regard to removal of nail, inviting expenses on future treatment. In this view of the matter, I do not find any merit in contention of the appellant that the appellant is entitled to any further compensation qua future treatment.

No other point has been raised.

In view of what has been discussed hereinabove, finding no merit, the appeal is dismissed in limine.

**(REKHA MITTAL)**  
**JUDGE**

**30<sup>th</sup> August, 2016**  
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