

225.

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

FAO No.7408 of 2014 (O&M)

Date of decision:11.05.2016

Harpreet Kaur and others

... Appellants

versus

Satpal Singh @ Kala and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Manjit Singh Uppal, Advocate,
for the appellants.

Mr. Vinod Gupta, Advocate,
for respondent No.4.

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 modification that was possible in a case for claim for enhancement is that it is out of sync with the judgment of the Supreme Court in **Sarla Verma Versus Delhi Transport Corporation and another-2009(6) SCC 121** in making a 1/3rd deduction when it should have been 1/4th deduction when there were 4 claimants. All other heads of claims have been properly assessed in the manner provided in **Rajesh Versus Rajbir Singh-2013(9) SCC 54** for loss of consortium and other conventional heads. If the

income is taken as ₹6,750/-, the loss of dependency will be ₹12,15,000/- (6,750x12x15) against ₹10,80,000/- assessed by the Tribunal which would mean that additional provision of ₹1,35,000/- would require to be made. The said additional sum will also attract interest at 9% from the date of petition till date of payment. The distribution of the amount amongst the claimants will be made proportionately in the same way as has been ordered by the Tribunal.

2. The award is modified and the appeal is allowed to the above extent.

(K.KANNAN)
JUDGE

11.05.2016
sanjeev