

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

FAO No. 501 of 2016 (O&M)

Date of decision : January 25, 2016

United India Insurance Co. Ltd.

..... Petitioner

v.

Madan Gopal and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Suvir Diwan, Advocate
for the appellant.

1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

This appeal has been filed by the Insurance Company challenging the Award dated 6.10.2015 passed by the MACT, Patiala.

Counsel for the appellant has argued that the deceased was an unmarried young girl who was a student in the ITI and the Tribunal erred in taking her income at ₹ 5,000/- per month on the basis that she was a household lady and then further erred in not making any deduction.

Technically, counsel for the appellant has been successful in making a point but it can also be argued that since the deceased was studying in a professional institute, her notional income could not be taken to be less than ₹ 10,000/- per month and if thereafter even 50% deduction

was made, the dependency would be at ₹ 5,000/- per month which has been so held in the present case. In the circumstances, I see no infirmity in the amount awarded by the Tribunal even though for a different reason, and consequently dismiss this appeal being devoid of any merit.

January 25, 2016
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(AJAY TEWARI)
JUDGE