

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

FAO No.2295 of 1994

Date of Decision:-08.2.2017

Rawat Ram Sharma and another

...Appellants

Versus

Deep Singh @ Kuldeep Singh and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Maninder Singh, Advocate
for the appellants.

Mr. G.S. Bal, Senior Advocate with
Mr. Lovinder Kant, Advocate
for respondents No.1 and 2.

Mr. Neeraj Khanna, Advocate
for respondent No.3.

HARI PAL VERMA J.

The appellants/claimants, who are husband and son of the deceased Ram Piari respectively, have filed the present appeal seeking enhancement of the compensation in the award dated 2.6.1994 passed by the Motor Accident Claims Tribunal, Kurukshetra. Vide aforesaid award, the appellants have been awarded compensation of Rs.30,000/- on account of death of wife of appellant No.1, namely, Ram Piari.

Learned counsel for the appellants has argued that the compensation awarded to the appellants is inadequate and need to be enhanced. He has argued that the learned Tribunal has assessed the loss of

the service rendered by the deceased Ram Piari to her husband as Rs.3000/- per annum and while applying multiplier 10, a total Rs.30,000/- have been awarded. He has further argued that no compensation has been awarded on account of loss of consortium, love and affection and funeral expenses. The deceased Ram Piari had died in the accident, which took place on 29.5.1992 and, therefore, the award needs to be modified and the awarded compensation requires enhancement.

Learned counsel for the respondent-insurance company though has tried to justify the award but this Court finds that since no amount of compensation on account of consortium, love and affection and funeral expenses has been awarded, this Court finds the following enhancement in the award are required :-

i)	Loss of consortium	Rs.25,000/-
ii)	Love and affection	Rs.25,000/-
iii)	Funeral expenses	Rs.10,000/-
TOTAL		Rs.60,000/-

In this manner, the award is modified with an additional compensation of Rs.60,000/- as detailed above.

With the aforesaid observation, the appeal is disposed of.

February 08, 2017
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No