

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

658

FAO No.4816 of 2013
Decided on : 03.11.2017

Rajinder Singh

... Appellant

Versus

Narender Singh and another

.. Respondents

CORAM : HON'BLE MR.JUSTICE AVNEESH JHINGAN

Present : Mr.Bikram Chaudhary, Advocate
for the appellant.
Mr.Kulwinder Singh, Advocate for
Mr.Sanjeev Goyal, Advocate for respondent No.2.

Avneesh Jhingan, J. (Oral)

The present appeal has been filed against the award dated 17.04.2013 passed by Motor Accidents Claims Tribunal, Kaithal (for short 'the Tribunal').

2 A claim petition under Section 166 of the Motor Vehicles Act, 1988 (for short 'the Act') was filed claiming damages caused to three wheeler bearing registration No.HR-64-4194 in a motor vehicular accident which occurred on 2.8.2009. The said three-wheeler was hit by Santro car bearing registration No. DL-ITY-6335.

3 The Tribunal after considering the material produced before it awarded a sum of Rs.90,000/- along with interest at the rate of 9% per annum. The said amount awarded was for repair of the three-wheeler.

4 Learned counsel for the appellant argued that the amount awarded is on the lower side and needs to be enhanced.

5 Learned counsel for the respondent on the other hand,

defended the award and said that actual bills of Rs.89,180/- was produced and the Tribunal has awarded an amount of Rs.90,000/- and hence no enhancement is called for.

6 After hearing learned counsel for the parties and perusing the paper-book and the lower court record, it is deemed appropriate that another sum of Rs.10,000/- is awarded to the appellant towards litigation expenses.

The appeal is disposed of accordingly.

[Avneesh Jhingan]
Judge

03.11.2017

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No