

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

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**FAO-4919 of 2013 (O&M)
DATE OF DECISION: 20.03.2017.**

Hardeep Singh

...Appellant.

VERSUS

Hari Pal Singh and others

....Respondents.

CORAM : HON'BLE MR. JUSTICE DR. SHEKHER DHAWAN

Present: Ms. Kamlesh, Advocate for
Mr. Parminder Singh, Advocate
for the appellant.

Mr. M.B. Jain, Advocate
for respondent No.3.

Shekher Dhawan, J. (Oral)

Present appeal is directed against the award dated 17.07.2013 passed by learned Motor Accidents Claims Tribunal, Karnal (hereinafter referred to as the Tribunal) whereby a sum of ₹2,22,112/- was awarded as compensation. On 14.02.2011, in a motor vehicle accident the appellant had sustained injuries and was hospitalized for five days and he had to spend ₹55,912/- on medical treatment and the Tribunal awarded the said amount as compensation. Apart from that, the Tribunal awarded Hospital Charges ₹30,000/-, Special diet ₹3,000/-, Attendant Charges ₹2,000/-, Transport Charges ₹500/- and a sum of ₹20,000/- has also been awarded on account of pain and suffering.

Learned counsel for the appellant contended that the compensation awarded by the Tribunal is on lower side as the appellant had received two fractures with partial restriction of left ankle movement and had undergone surgery.

Learned counsel for respondent No.3 contended that, in fact, the appellant had sustained 10% disability qua whole body whereas 20% disability was qua particular limb only and the Tribunal has already awarded sufficient amount as compensation and the present appeal is without any merit.

Having heard learned counsel for both the parties, this Court is of the considered view that pain and suffering, loss of future earnings, as well actual expenses incurred by the appellant have been duly taken care of by the Tribunal and adequate compensation has been awarded, which does not require any further enhancement. Accordingly, the present appeal stands dismissed.

(SHEKHER DHAWAN)
JUDGE

20.03.2017.

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Whether Speaking/reasoned : Yes/No

Whether Reportable : Yes/No