

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

203

FAO-1926-1994 (O&M)

Date of Decision : 27.7.2018

Rajender Kumar

....Appellant

vs.

Sunder Lal and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.Ashish Gupta, Advocate
for the appellant.

Mr. Lalit Garg, Advocate
for respondent No.-3.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the award dated 13.6.1994 passed under Motor Accident Claims Tribunal awarding compensation of Rs. 1,10,000/- alongwith interest at the rate of 12% per annum on account of injuries sustained in an accident.

Counsel for the appellant states that there was a permanent disability of 50% in right lower leg and as per the judgment of this Court passed in the matter of *Ram Kiran Goyal vs. Sub Divisional Mechanical 2008 (2) RCR (Civil) 103* Rs.2,000/- has to be paid for every per cent of disability. Counsel for the respondent No.3 is not in a position to deny this. In the circumstances, Rs. 40,000/- more is granted for permanent disability.

Counsel for the appellant further states that a sum of Rs. 10,000/- have been given for pain and suffering and a sum of Rs. 10000/- for special diet is awarded which is inadequate. I award Rs.10,000/- more

on both these accounts cumulatively. The appellant would be entitled to 7.5% interest on the enhanced amount from the date of filing of claim petition till the date of realization.

The appeal stand disposed of with the abovesaid modifications.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

27.7.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No