

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

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**FAO-1415-1997 (O&M)
Date of Decision : 15.5.2018**

**The Employees' State Insurance Corporation through its Regional
Manager**
....Appellant

vs.

Shamsher Singh

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.H.S.Bhatia, Advocate
for the appellant.

None for the respondent.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the orders dated 23.11.1994 passed by the the Employees Insurance Court, Chandigarh wherein he has accepted the appeal of the respondent and increase the disability from 26% to 46%. Admittedly the following injuries were caused to the respondent:-

- i. Amputation of right middle finger.
- ii. Amputation of distal two phalanges of little finger.
- iii.Flexion deformity of index finger
- iv.Flexion deformity of ring finger.
- v. Thumb is slightly mobile.

The Court found that the Medical Board had granted compensation for item No. (i) and (ii)but had not granted benefit for (iii), (iv) and (v). The Court further found that the index finger and ring finger

were completely deformed and unable to move and thumb was slightly mobile and found nothing having been given by the Medical Board for these injuries and that is why made an increase to 20% as per the Schedule. Counsel is not in a position to explain how this increase is illegal or wrong.

Consequently, the appeal stands dismissed.

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

(AJAY TEWARI)
JUDGE

15.5.2018
anuradha

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