

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

385

**FAO-526-1996 (O&M)
Date of Decision : 12.03.2018**

Pala Ram Appellant

Versus

Sea Hawk Cargo, Carriers Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sagar Aggarwal, Advocate
for Mr. Ashit Malik, Advocate
for the appellant.

None for the respondent.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the order of the Commissioner, Karnal dated 06.09.1995 under the Workman's Compensation Act, 1923 dismissing a claim application of the appellant.

Since only a limited issue is involved in the present appeal, further detailed reference to the facts would not be necessary. Counsel for the appellant has argued that the Commissioner erred in not imposing any penalty. I however find that this was a case where the respondent had voluntarily deposited the compensation during the pendency of the appeal which was accepted by the appellant.

Counsel for the appellant has argued that that was no ground for not imposing penalty because the amount was deposited after one month.

That may be so but the impugned order is not so perverse as to warrant interference in appeal.

Consequently, the appeal is dismissed.

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

March 12, 2018
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(AJAY TEWARI)
JUDGE

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