

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

201

FAO-2903-2001 (O&M)
Date of Decision : 19.12.2018

Mukesh Kumar

....Appellant

vs.

Rajesh Kumar and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Neeraj Khanna, Advocate
for the appellant.

Ms. Vandana Malhotra, Advocate
for respondent No.3.

AJAY TEWARI, J. (Oral)

Copy of the paper book has been supplied by learned counsel
for the appellant, the same is taken on record.

This appeal has been filed against the award dated 31.8.2000
passed by Motor Accident Claims Tribunal, Jagadhari awarding
compensation of Rs. 85000/- alongwith interest at the rate of 12% per
annum on account of injuries sustained by the appellant in an accident.

Since limited points have been urged detailed reference to the
facts is not required.

Counsel for the appellant has stated that it has come on record
that the appellant was hospitalized for 42 days and therefore an amount of
RS. 23000/- which has been given for special diet, pain and suffering and
other heads is highly inadequate. Further, it is not disputed that the

appellant wasted two years of his school education and the damages caused to him was permanent. I find merit in this argument. Further, I find that nothing has been awarded for attendant for 42 days of hospitalization and for loss of amenities. Under all these heads, I deem it appropriate to award another amount of Rs. 1 lakh. Rest of the Award shall remain unchanged.

The appeal stands disposed of with the abovesaid modifications.

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

19.12.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No