

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

FAO No.3693 of 2001
Date of Decision: 14.03.2018

Sandeep Kaur (minor)

.....Appellant

Vs.

Joginder Singh and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Sanjiv Gupta, Advocate for the appellant.

Mr.D.P.Gupta, Advocate, for
respondent/Insurance Company.

RITU BAHRI, J. (ORAL)

Present appeal has been preferred by the claimant-appellant (for short 'the appellant'), against award dated 08.01.2001, passed by the learned Motor Accident Claims Tribunal, Kaithal (for short, 'the Tribunal') vide which compensation to the tune of Rs.5000/- was awarded to the claimant on account of injury suffered by her.

FACTS NOT IN DISPUTE

On the night intervening 8/9.03.1999 Parvinder Singh alongwith his mother and other relatives started their journey from District Lakhimpur for their village Kallar Majra in a Jeep bearing Registration No.HR-09-8651, Make Mohindera, being driven by Joginder Singh, respondent No.1. When they reached near Namaste Chowk,G.T.Road, Kaithal, at about 1:00 am, the Jeep struck against a tree as the same being driven by Joginder Singh-Respondent in a very rash and negligent. Hence, all the persons travelling in the Jeep sustained injuries. All the injured were first removed to General Hospital,Kaithal. However, Gurnam Singh, Changa Ram and Partap kaur were shifted to PGI Chandigarh. On 14.03.1999 Partap Kaur and Changa Ram succumbed to the injuries. In support of the their case, claimants

COMPENSATION ASSESSED BY MACT

Sandeep Kaur injured was minor and hence the petition was filed through her father Surjit Singh who when appeared as PW-2 deposed that her daughter Sandeep Kaur was 12 years and student of 7th standard and that she sustained fracture of right arm besides, injuries on other parts of body. He further deposed that she remained admitted in Jindal Hospital, Kaithal for five days and that he spent about Rs.15,000/- on her treatment. He had also placed on record the copy of medico legal report regarding injuries sustained by her as Ex.P8 and copy of bill of expenses issued by Jindal Hospital, Kaithal for Rs.1150/- as Ex.P-9.

Learned Tribunal has awarded Rs.5,000/- as compensation to the claimant-Sandeep Kaur on account of injuries sustained by her in accident which is just and reasonable in all counts. As such, the present appeal is dismissed as such.

(RITU BAHRI)
JUDGE

14.03.2018
anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No