

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
-.-

FAO 935 of 2001 (O&M)
Date of decision: 24.05.2018

Ram Bharosae *Appellant*
Versus
Sukhdev Singh and another *Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal
-.-

Present: Mr. Vivek Suri, Advocate
 for the appellant

 Mr. Pardeep Goyal, Advocate
 for the insurance company
 -.-

Rekha Mittal, J. (Oral)

The injured is in appeal seeking enhancement of compensation awarded by the Motor Accidents Claims Tribunal, Panchkula (in short, the Tribunal) on account of injuries sustained in a motor vehicular accident that took place on 22.02.1997.

The Tribunal has awarded compensation of Rs.32,500.00, detailed hereunder:-

Compensation qua disability suffered	Rs.20,000.00
Loss of income	Rs.5,000.00
Pain and suffering	Rs.2,500.00
Medical expenses	Rs.5,000.00

The claimant did not examine a witness from Haryana Development Authority with whom he was working at the relevant time in order to prove the period of his absence from duty. The claimant has not

suffered any loss of future income on account of disability to the extent of 15% caused due to fracture of right femur. His treatment was free of cost but the Tribunal has allowed reimbursement of Rs.5,000.00 on account of treatment, special diet and transportation etc. I have gone through the award passed by the Tribunal particularly findings on issue No. 2 but found that there is no justification for enhancement of compensation on any count whatever.

Disposed of accordingly.

(Rekha Mittal)
Judge

24.05.2018
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No