

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

206

**FAO No.513 of 2003 (O&M)
Date of Decision : 13.11.2018**

Om Parkash

..... Appellant

Versus

Rajiv and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. J.S.Virk, Advocate
for the appellant.

Mr. R.K.Bashamboo, Advocate
for respondent No.3.

AJAY TEWARI, J. (Oral)

This is an appeal for enhancement of compensation and for modifying the award dated 01.06.2000 passed by the Motor Accident Claims Tribunal, Karnal granting compensation of Rs.10,500/- alongwith interest @ 12% per annum in favour of the appellant and against the respondents. Since the issue involved is only with regard to quantum of compensation, the detailed reference to the facts is not required.

Learned counsel for the appellant has argued that the appellant was a mason and had suffered from trochanteric fracture of the right femur bone. He further states that he was in hospital for about 21 days and because of the fracture he could not work for a period of six months thereafter and the total amount of Rs.10,500/- which had been

paid to him is highly inadequate.

Counsel for the respondents points out that there is no permanent disability. That may be so but the amount awarded seems to be inadequate.

In the totality of circumstances, I award a sum of Rs.9,500/- more along with interest @12% per annum from the date of filing of claim petition till the date of payment.

Appeal stands disposed of accordingly.

Since the main case has been decided, the pending Civil Miscellaneous Application, if any, also stands disposed of.

13.11.2018

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No