

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

220-A

**IOIN-FAO-4488-2005 in/and
FAO-4488-2005 (O&M)
Date of decision : 30.11.2018**

Smt. Gurmit Kaur

...Appellant

vs.

Ms. Rupinder Kaur and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Naresh Gopal Sharma, Advocate
for the appellant.

Ms.Priya Deep, Advocate for
Mr. Ashwani Talwar, Advocate
for respondent No.3.

AJAY TEWARI, J. (Oral)

This is an appeal for enhancement of compensation and for modifying the award dated 20.4.2005 passed by the Motor Accident Claims Tribunal, Karnal granting compensation of Rs.5100/- along with interest @9% per annum in favour of the appellant.

Brief facts of the case are that the appellant met with an accident on 17.11.2002 and suffered multiple injuries. Counsel for the appellant has argued that the appellant suffered fracture of L-1 vertebra and the Tribunal has not awarded anything for the fracture, for medical expenses and for hospitalization. Counsel for the respondent No.3 however has pointed out that no evidence has been led by the appellant to these effect.

Having gone through the record, I find my agreement with the counsel for the respondent No.3-insurance company. In this view of the facts and circumstances there is no scope for enhancement.

The appeal stands dismissed.

Since the main case has been decided, the C.M, if any also stands dismissed as such.

**30.11.2018
anuradha**

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned:
Whether reportable :

Yes/no
Yes/no