

FAO No.2841 of 2009

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

FAO No.2841 of 2009
Date of decision: 05.04.2018

Jagdish Lal and others

.....Appellants

versus

Dheeraj Puri and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Kamal Chaudhari, Advocate,
for Mr. Sanjiv Gupta, Advocate, for the appellants.
Ms. Vandana Malhotra, Advocate, for respondent No.3.

RAMENDRA JAIN, J. (ORAL)

Through this appeal prayer has been made for enhancement of amount of compensation awarded by Motor Accident Claims Tribunal, Karnal (hereinafter referred to as the 'Tribunal') vide award dated 24.01.2009.

Both the parties are *ad idem* that this appeal has to be decided in accordance with the judgment of the Hon'ble Supreme Court in ***National Insurance Company Limited v. Pranay Sethi and others, 2017(4) R.C.R. (Civil) 1009.***

In compliance of order dated 02.04.2018, calculations have been furnished by learned counsel for the appellants in accordance with ***Pranay Sethi's*** case (supra). As per calculations, appellants are entitled to enhanced compensation of ₹12,79,924/- over and above the compensation already awarded by the Tribunal. Learned counsel for the Insurance Company is

not able to refute the same.

Ravinder Singh
2018.04.06 15:12
I attest to the accuracy and
authenticity of this document

Consequently, appellants are awarded enhanced compensation of

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₹12,79,924/- over and above the amount of compensation already granted to them by the Tribunal along with interest @ 7% per annum from the date of institution of claim petition till realization. Respondent No.3 – Insurance Company is directed to deposit the amount aforesaid within 1½ month from today before the Tribunal for onward disbursement of the same to the appellants in proportion so arrived at by the Tribunal in accordance with law.

Disposed of.

April 05, 2018
R.S.

(Ramendra Jain)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No.