

FAO No.4857 of 2011

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

FAO No.4857 of 2011
Date of decision: 25.04.2018

Smt. Rekha Soni and others

.....Appellants

versus

Kewal Sharma and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Anshumaan Dalal, Advocate, for the appellants.
Mr. Sandeep Suri, Advocate, for respondent No.3.

RAMENDRA JAIN, J. (ORAL)

Prayer through instant appeal has been made for enhancement of amount of compensation awarded to appellant-claimants by the Motor Accident Claims Tribunal, Bhiwani, vide award dated 12.02.2011.

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.***

Learned counsel for the appellants has produced the calculation sheet in accordance with ***Pranay Sethi's*** case (supra) in Court. The same is taken on record as Mark 'A'. As per calculations, appellants are entitled to compensation of ₹3,66,000/- over and above the compensation already awarded by the Tribunal, which is not refuted by learned counsel for the Insurance Company.

Consequently, appellants are awarded enhanced compensation of ₹3,66,000/- over and above the amount of compensation already granted

FAO No.4857 of 2011

to them by the Tribunal along with interest @ 7.5% 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 two months 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 against proper receipt and identification.

Disposed of.

(Ramendra Jain)
Judge

April 25, 2018
R.S.

Whether speaking/reasoned Yes/No

Whether reportable Yes/No