

FAO No. 826 of 2010(O&M)
Date of Decision: 22.2.2018

Bije Singh @ Vijay Singh

---Appellant

versus

Virender Kumar and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr.Rajesh Bansal, Advocate
for the appellant

Mr. V.K.Garg, Advocate,
for respondent No. 3

Rekha Mittal, J.

The injured is in appeal seeking enhancement of compensation on account of injuries sustained by him in a motor vehicular accident that took place on 30.6.2007.

The Motor Accidents Claims Tribunal, Panipat (in short “the Tribunal”) has awarded compensation of Rs. 1,43,000/-, detailed hereunder:-

Compensation for grievous injuries	Rs. 40,000/-
Compensation for disability of 5%	Rs. 25,000/-
Expenses on medical treatment	Rs. 38,000/-
Loss of income, special diet and attendant charges	Rs. 20,000/-
Pain and mental agony	Rs. 20,000/-

Counsel for the appellant has submitted that the Tribunal has not awarded compensation for expenses on transportation. Adequate compensation may be allowed under other heads.

I have gone through the award passed by the Tribunal but find no justification for grant of compensation either under additional heads or enhancement under the heads whereunder compensation has been allowed by the Tribunal.

The Tribunal has awarded an amount of Rs. 40,000/- for serious injuries when as a matter of fact, no such head for grant of compensation is available in injury cases. In this view of the matter, plea of the claimant for increase in compensation is not meritorious, thus, untenable.

For the foregoing reasons, appeal stands disposed of.

(Rekha Mittal)
Judge

22.2.2018

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No