

SUNIL KUMAR

.....APPELLANT

VERSUS

SUBHASH AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sandeep Kotla, Advocate
for the appellant.Mr. Rajbir Singh, Advocate
for respondent No.3-Insurance Company.

AVNEESH JHINGAN, J (ORAL)

The present appeal has been filed against the award dated 04.01.2013 passed by Motor Accident Claims Tribunal, Hisar (for brevity 'the Tribunal').

2. Appellant-Sunil Kumar suffered multiple injuries in a motor vehicular accident that occurred on 16.09.2011.

3. The claim petition was filed under Section 166 of Motor Vehicles Act, 1988 (for short 'the Act'). The Tribunal after considering the facts and appreciating the evidence adduced by the parties, awarded a compensation of ₹63,168/- alongwith interest @ 7.5% per anum. Hence, the present appeal has been filed for enhancement of compensation.

4. The appellant and insurer of offending vehicle have settled the case that the amount of compensation be enhanced by ₹10,000/-.

5. In view of the above statement made by learned counsel for the parties, the present appeal is partly allowed and the award dated 04.01.2013 is modified to the extent that amount awarded of ₹63,168/- is enhanced to ₹73,168/-.

6. Learned counsel for the respondent-Insurance Company undertakes that a cheque in the name of appellant-Sunil Kumar shall be handed over to learned counsel for the appellant within six weeks' from today.

NOVEMBER 02, 2018
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No