

FAO No.4842 of 2015 (O&M)

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

FAO No.4842 of 2015 (O&M)
Date of decision: 02.04.2018

Smt. Kamini Devi and another

.....Appellants

versus

Hafij and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Ashish Gupta, Advocate, for the appellants.
Mr. Rajneesh Malhotra, Advocate, for respondent No.4.

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, Gurgaon, vide award dated 24.02.2015.

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 16.03.2018, 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 Rs.1,64,200/-. Learned counsel for the Insurance Company is not able to refute the same.

Consequently, appellants are awarded enhanced compensation of Rs.1,64,200/- over and above the amount of compensation already granted to them by the Tribunal along with interest @ 7.5% per annum from

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the date of institution of claim petition till realization. Respondent No.4 – Insurance Company is directed to deposit the amount aforesaid within one moth 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.

(Ramendra Jain)
Judge

April 02, 2018
R.S.

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No