

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

FAO No.3921 of 2016 (O&M)
Date of decision:11.09.2018.

Smt. Permilla alias Promila and others

...Appellants

Versus

Basheer Khan and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Non for the appellants.

Mr. Ashim Aggarwal, Advocate for respondent No.3/Insurance
Company.

LISA GILL, J.

This appeal has been filed for enhancement of the compensation awarded to the appellants by Motor Accident Claims Tribunal, Sonapat on account of death of Rajesh.

Learned Tribunal awarded a sum of Rs.15,21,000/-. Deceased was 40 years old at the time of accident. Income of the deceased was assessed at Rs.6000/- per month. 50% increase in income was afforded on account of future prospects. Deduction of 1/4th was applied keeping in view of the number of dependents. A sum of Rs.1,00,000/- each was afforded for loss of love and affection and loss of consortium. Another sum of Rs.25,000/- was afforded on account of funeral expenses.

None had appeared on behalf of the appellants on the last date of hearing. Today again there is no representation on behalf of the appellants.

In view of the guidelines laid down by the Hon'ble Supreme Court in National Insurance Company Ltd. Vs. Pranay Sethi and others, 2017 (4) RCR (Civil) 1009, there does not appear to be much scope for any enhancement in the amount of compensation awarded by the learned Tribunal as above.

However, as there is no representation on behalf of the appellants, the appeal is dismissed in default.

(LISA GILL)
JUDGE

September 11, 2018
Ishwar

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No