

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

FAO No.7552 of 2014(O&M)

Date of Decision: 27.04.2018

Joginder Singh & anr.

... Appellants

Versus

Balraj Singh & ors.

.. Respondents

**CORAM:- HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present: Mr. Joginder Sharma, Advocate,  
for the appellants.

Ms. Gulnoor Ghuman, Asstt. A.G., Punjab.

**RAMENDRA JAIN, J.(Oral)**

Claimants through this appeal have sought enhancement of compensation by modifying impugned award dated 13.03.2014 of the Motor Accident claims Tribunal, Ludhiana (in short 'the Tribunal').

Both the parties are *ad idem* to the effect that this appeal has to be decided according to principles laid down in National Insurance Company Ltd. Vs. Pranay Sethi & ors., 2017(4) RCR (Civil) 1009.

Learned counsel for the appellants *inter alia* contends that according to the judgment aforesaid, the appellants-claimant are entitled to total compensation of ₹5,29,800/- less ₹3,00,000/- already awarded by the learned Tribunal, meaning thereby, the appellants-claimant are entitled to ₹2,29,800/- more over and above the compensation awarded by the learned Tribunal.

Learned State counsel has not been able to refute the aforesaid submission of learned counsel for the appellants.

In view of discussion made above, the respondent-State is directed to deposit the enhanced compensation of ₹2,29,800/- before the

learned Tribunal within two months from today along with interest @ 6% per annum from the date of institution of the claim petition till realization for onward disbursement to the appellants-claimant in proportion so arrived at by it, in accordance with law against proper receipt and identification.

With the above observation, the appeal stands disposed of.

2704.2018  
monika

(RAMENDRA JAIN)  
JUDGE

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |