

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

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**CM-21181-82-CII-2015 in/and
FAO-6771-2015 (O&M)
Date of Decision : 10.7.2018**

Suresh

..... Appellant

Versus

Deepak and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Yash Pal Khullar, Advocate
for the appellant(s).

Mr. Rajneesh Malhotra, Advocate
for respondent No.3.

AJAY TEWARI, J. (Oral)

CM-21181-82-CII-2015

These are two applications for condonation of 21 days delay in filing the appeal and 42 days in refiling the appeal.

For the reasons recorded in the applications, the same are allowed and delay of 21 days in filing the appeal and 42 days in refiling the appeal is condoned.

Main Case

This appeal has been filed against the Award passed by the Motor Accident Claims Tribunal, Palwal awarding compensation of Rs.4,63,556/- alongwith interest @ 7.5% per annum. Since a very limited point has been urged detailed reference to the facts is not required

This is an appeal for enhancement. Learned counsel for the appellant has argued that nothing has been paid to the appellant for the loss of income for two weeks stay in hospital and only Rs. 10,000/- has been paid for transportation charges.

Counsel for the respondent No.3 is not in a position to deny these facts.

In view of the facts and circumstances, it would be appropriate to award further amount of Rs.15,000/- to the appellant under the two abovementioned heads. The enhanced amount shall carry the same rate of interest as granted by the Tribunal. Apart from the individual amount awarded, the apportionment and management would be as per the direction of the Tribunal.

The appeal stands disposed of with the above modification.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

10.7.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No