

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

-.-

FAO 5944 of 2016 (O&M)
Date of decision: 30.05.2018

Pala Ram and others

..... Appellants

Versus

Ram Ishar alias Raju and another

..... Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Vipul Sharma, Advocate for
Mr. Nitin Mittal, Advocate
for the appellants

-.-

Rekha Mittal, J. (Oral)

The claimants are seeking enhancement of compensation on account of death of Ramalo Devi out of use of motor vehicle i.e. three wheeler bearing No. HR-37D-1294.

The Tribunal has awarded compensation of Rs.5,70,700.00, detailed in paras 28 to 35 of the impugned award.

The application for compensation was filed under Section 163-A of the Motor Vehicles Act, 1988 (in short, 'the Act') wherein compensation is to be assessed on the basis of structured formula laid down in Second Schedule appended to Section 163-A of the Act. When the case is examined in the light of structured formula, there is no justification for enhancement of compensation.

Counsel for the appellants has failed to advance any argument much less meaningful to justify award of compensation over and above

what has been allowed by the Tribunal.

For the foregoing reasons, the appeal fails and is accordingly dismissed in limine. No order as to costs.

(Rekha Mittal)
Judge

30.05.2018
mohan bimbira

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