

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

Date of Decision : 10.12.2018

229-2 FAO-6322-2016 (O&M)

Maya Devi and others

....Appellants

vs.

Harender and others

....Respondents

229-3 FAO-6323-2016 (O&M)

Santra Devi and others

....Appellants

vs.

Harender and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.Sumit Sangwan, Advocate
 for the appellants.

 Mr. Vinod Gupta, Advocate
 for the respondent-insurance company.

AJAY TEWARI, J. (Oral)

 This common order shall dispose of above said two appeals as
they are arisen from the same accident.

 These two appeals have been filed against the award dated
8.7.2016 passed by Motor Accident Claims Tribunal, Bhiwani awarding
compensation of Rs. 7,01,000/- each alongwith interest at the rate of 7%

per annum on account of death of Ghanshyam and Monu in an accident.

Since the dispute is only with regard to quantum further detailed reference to the facts is not required.

Learned counsel for the appellants has argued that in both the cases there is no other mistake except calculation mistake, as per which a sum of Rs. 2,88,000/- odd had to be increased in each case. Counsel for the insurance company has very fairly accepted it but has put a caveat that since this is a calculation mistake this amount should be added only if the claimants did not get the Award corrected from the Tribunal. In view of this statement these two appeals are disposed of and a sum of Rs. 2,88,000/- odd is added to the compensation subject to the condition that the mistake has not been got corrected from the Tribunal itself. Rest of the Award shall remain unchanged.

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

10.12.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No