

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

FAO No. 7111 of 2016(O&M)

Date of decision: 4.12.2018

Mrs. Geeta and others

.....Appellants

VERSUS

Kanwar Singh and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. N.S. Panwar, Advocate for the appellants.

REKHA MITTAL, J. (Oral)

The claimants are in appeal seeking enhancement of compensation assessed by the Motor Accidents Claims Tribunal, Sonipat (in short 'the Tribunal') on account of death of Ishwar Singh in a motor vehicular accident that took place on 09.10.2007, in an application under Section 163-A of the Motor Vehicles Act, 1988 (in short 'the Act')..

The Tribunal has awarded compensation of Rs.4,17,500/- detailed hereunder:-

Monthly income of the deceased	Rs.3000/-
Deduction for personal expenses	1/3 rd
Multiplier	17
Loss of dependency	Rs.4,08,000/-
Loss of estate	Rs.2500/-
Funeral expenses	Rs.2000/-
Loss of consortium	Rs.5,000/-

When the case is examined in the light of structured formula envisaged in Second Schedule appended to Section 163-A of the Act, there is no scope for allowing compensation more than what has been assessed by the Tribunal. That being so, the appeal sans merit and is accordingly dismissed in limine.

DECEMBER 4, 2018		(REKHA MITTAL)
‘D. Gulati’		JUDGE
Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no