

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

258-3

FAO No.7695 of 2016 (O&M)

Date of decision: 28.11.2018

Gurmail Kaur and others

... Appellants

Versus

Surjit Singh and others

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Sanjeev Goyal, Advocate for the claimants.

Mr. Gopal Mittal, Advocate for the insurance company.

REKHA MITTAL, J. (Oral)

The claimants are in appeal seeking enhancement of compensation on account of death of Nachattar Singh in a motor vehicular accident that took place on 23.07.2015.

The Tribunal has awarded compensation of Rs.6,85,000/-, detailed hereunder:-

1. Notional monthly income of the deceased	Rs.10,000/-
2. Multiplier	7
3. Deduction for personal expenses	1/3 rd
4. Loss of dependency	Rs.5,60,000/-
5. Expenses on funeral	Rs.25,000/-
6. Loss of consortium	Rs.1,00,000/-

Even if the deceased was owner of land measuring 3/4 acres, land would be available to family and only loss of services is to be given. The Tribunal has assessed notional income at Rs.10,000/- per month and there is no justification for enhancement. Counsel for the appellants has failed to advance any meaningful argument to substantiate plea of the claimants for enhancement of compensation under any other head.

For the foregoing reasons, finding no merit, the appeal fails and is accordingly dismissed.

28.11.2018

**(REKHA MITTAL)
JUDGE**

ashok

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No