

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

-.-

FAO No. 7730 of 2016 (O&M)

Date of decision: 29.08.2018

Sunita and others

.....*Appellants*

Versus

Hari Kishan and others

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Ashok Kr Sharma Bhana, Advocate
for the appellants

-.-

Rekha Mittal, J. (Oral)

The claimants are in appeal seeking enhancement of compensation on account of death of Sube Singh alias Suba Singh in a motor vehicular accident that took place on 21.03.2014.

The deceased was 55 years old. The Tribunal has assessed his income at Rs.6,000.00, added 15% qua future prospects, applied multiplier of 11 and deduction for personal expenses to the extent of 1/3rd, to compute loss of dependency to the tune of Rs.6,07,200.00. In addition, a sum of Rs.1,50,000.00 has been allowed under conventional heads. When the case is examined in the light of latest judgment of Hon'ble the Supreme Court ***National Insurance Company Limited v. Pranay Sethi and others, 2017 SC 1270***, there is no scope for awarding compensation over and above what has been allowed by the Tribunal. That being so, the appeal sans merit and is liable to be dismissed.

For the foregoing reasons, the appeal fails and is accordingly

dismissed in limine.

As the appeal has been decided on merits, application for condonation of delay in filing the appeal is of academic relevance.

No order as to costs.

(Rekha Mittal)
Judge

29.08.2018
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No