

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

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FAO No.4330 of 2017 (O&M)

Date of decision: 04.12.2018

MAMTA RANI & ORS

... Appellants

Versus

MANISH KUNDU & ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Pawan Attri, Advocate for the appellants.

REKHA MITTAL, J. (Oral)

The claimants are in appeal seeking enhancement of compensation on account of death of Tejender Kharab in a motor vehicular accident that took place on 08.09.2014.

The Tribunal has assessed compensation of Rs.4,70,300/-, in an application filed under Section 163-A of the Motor Vehicles Act, 1988 (in short 'the Act'). Perusal of the award would reveal that compensation assessed by the Tribunal is in complete consonance with structured formula provided in the Second Schedule appended to Section 163-A of the Act. As such, there is no justification for enhancement of compensation over and above what has been allowed by the Tribunal.

For the foregoing reasons, finding no merit, the appeal fails and is accordingly dismissed. As the appeal has been decided on merits, application for condonation of delay is of academic relevance only.

04.12.2018

ashok

**(REKHA MITTAL)
JUDGE**

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No