

In the High Court of Punjab and Haryana at Chandigarh

FAO-2408 of 2018(O&M)

Date of Decision:3.5.2018

Tarun

---Appellant

vs.

Kuldip and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. J.P.Sharma, Advocate
for the appellant

Rekha Mittal, J.

The minor claimant is in appeal seeking enhancement of compensation on account of injuries sustained in a motor vehicular accident that took place on 25.11.2015.

The Motor Accidents Claims Tribunal, Narnaul (in short “the Tribunal”) has awarded Rs. 7,05,789/-as compensation, detailed in para 17 of the award.

Counsel for the appellant would urge that compensation awarded by the Tribunal for transportation and nourishing food is on lower side and needs enhancement.

I have gone through the award particularly details of compensation allowed under various heads, reproduced in a tabulated form in para 17 thereof but find that there is no justification for enhancement of compensation. The Tribunal has awarded a sum of Rs. 50,000/- for marriage prospects/loss of

amenities and another Rs. 50,000/- for loss of expectation of life. Counsel for the appellant, in response to a query, would inform that the child has not suffered any disability on account of receipt of injuries in the occurrence. As such, the Tribunal has shown magnanimity in awarding compensation of Rs. 1,00,000/- under the aforesaid heads which otherwise may not be available in the given scenario.

No other point has been raised.

For the foregoing reasons, the appeal fails and is accordingly dismissed in limine. No order as to costs. As the appeal has been decided on merits, application for condonation of delay is of academic relevance only.

(Rekha Mittal)
Judge

3.5.2018

paramjit

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