

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

-.-

FAO 3296 of 2018 (O&M)
Date of decision: 07.12.2018*Santosh**.....Appellant**versus**Gordhan and another**.....Respondents***Coram: Hon'ble Mrs. Justice Rekha Mittal**Present : Mr. Vishal Malik, Advocate
for the appellant

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Rekha Mittal, J. (Oral)

The injured is in appeal seeking enhancement of compensation on account of injuries sustained in a motor vehicular accident that took place on 22.12.2014.

The Tribunal has awarded compensation of Rs.2,38,671.71, rounded of to Rs.2,38,672.00, detailed hereunder:-

Reimbursement of medical expenses	Rs.2,03,671.71
Temporary disability to the extent of 15%	Rs.15,000.00
Attendant charges	Rs.5,000.00
Special diet	Rs.5,000.00
Transportation charges	Rs.5,000.00
Pain and sufferings	Rs.20,000.00

Counsel for the claimant/appellant would argue that compensation allowed by the Tribunal under various heads is inadequate and needs enhancement.

The injured victim remained hospitalized with effect from 22.12.2014 to 03.01.2015. Medical reimbursement on the basis of bills has

been allowed. Even with regard to temporary disability, the Tribunal has allowed a sum of Rs.15,000.00 by holding that she has to suffer pain etc. in discharging her household work. Taking into consideration nature of injuries coupled with the period of treatment as an indoor patient, there is no justification for enhancement of compensation over and above what has been allowed by the Tribunal.

For the foregoing reasons, the appeal fails and is accordingly dismissed in limine. As the appeal has been decided on merit, application for condonation of delay in filing the appeal is of academic relevance.

(Rekha Mittal)
Judge

07.12.2018
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