

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

FAO No.7539 of 2017 (O&M)

Date of decision: 26.7.2018

Smt. Panmeshwari Devi and others **....Appellants**

VERSUS

Roshan Lal and another **.....Respondents**

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. S.S. Siao, Advocate for the appellants.

REKHA MITTAL, J.(Oral)

The claimants are in appeal seeking enhancement of compensation on account of death of Karam Chand in a motor vehicular accident that took place on 29.04.2016.

The Motor Accidents Claims Tribunal, Karnal (in short 'the Tribunal') has awarded compensation of Rs.10,23,760/- detailed in para 15 onwards of the award.

The Tribunal has assessed income of the deceased at Rs.7500/- per month. The plea of the claimants is that the deceased was working as a Mason. They have failed to lead tangible evidence in this regard. Even if income of the deceased by taking him as a skilled worker is enhanced to some extent and compensation is assessed in the light of latest judgment of Hon'ble the Supreme Court **National Insurance Company Ltd. Vs. Pranay Sethi and others, 2017 SCC 1270**, there would be no increase of compensation over and above what has been allowed by the Tribunal.

For the foregoing reasons, the appeal fails and is accordingly dismissed. No order as to costs.

JULY 26, 2018

'D. Gulati'

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No