

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

FAO No. 948 of 1988
Date of decision: 16.09.2019

Pritpal Mittal

...Appellant

V/s.

Bakhshish Singh and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: None for the appellant.

Mr. Neeraj Khanna, Advocate for
respondent No. 3-insurance co.

RITU BAHRI, J. (Oral).

The claimant has come up in appeal against the award of the tribunal dated 28.05.1988 whereby on issue No. 3-A, he has been awarded compensation of Rs.35,926/- on account of the damage caused to the Car in a road accident which took place on 11.01.1986.

With respect to the injuries caused to the claimant, FAO No. 939 of 1988 has already been allowed on 01.03.2017.

The insurance company is not disputing the liability to make payment of compensation. Contents of para No. 16 of the award show that as per PW6 P.K. Barua, the estimated cost of replacement of parts and repair of the Car was calculated and was mentioned in Ex.P9 and Ex.P10. He further stated that the damaged Car had been purchased by his workshop for Rs.21,000/-. As per PW7 Kashmiri Lal, the Car was purchased for Rs.90,000/- and later on sold for Rs.21,000/-. The Car was of 1984 model and the market value of the Car was Rs.56,926/-. The Car had been sold for

Rs.21,000/- and Rs.35,926/- has been awarded by the tribunal alongwith interest of 12% per annum. Hence, no further modification in the order dated 28.05.1988 is required.

Appeal is dismissed.

(RITU BAHRI)
JUDGE

16.09.2019
Divyanshi

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