

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

**FAO-317-2006 (O&M)
Date of Decision : 11.12.2019**

B.N.Bhardwaj

Versus

..... Appellant

Sudhir Kumar Bansal and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Anil Dutt Sharma, Advocate
for the appellant.

Mr. Vipul Sharma, Advocate
for Mr. Paul S.Saini, Advocate
for respondent No.2-Insurance Company.

RAMENDRA JAIN, J. (Oral)

Through this appeal, appellant has sought enhancement of compensation, modifying impugned award dated 14.10.2005 of the Motor Accident Claims Tribunal, Karnal (in short 'the Tribunal'), passed in claim petition filed by the appellant under Section 166 read with Section 140 of the Motor Vehicles Act, 1988 for injuries suffered by him in a motor vehicular accident.

The Tribunal, after holding trial, awarded compensation of ₹56,440/- to the appellant along with interest at the rate of 7.5% per annum from the date of filing claim petition till realization.

Both the parties are in agreement that compensation in lump sum ₹18,560/- (₹56,440+₹18,560/- = ₹75,000/-) more which includes interest component, over and above the compensation awarded by the Tribunal may be increased.

Ordered accordingly.

Respondent No.2 – Insurance Company, through its counsel is directed to deposit the aforesaid enhanced amount of compensation before the learned Tribunal within one month from today for onward disbursement to the appellant-claimant, in proportion so arrived at by it, in accordance with law against proper receipt and identification.

In case aforesaid enhanced amount is not deposited within stipulated time, Insurance Company would be liable to pay the same with interest @15% per annum from the date of expiry of one month.

Disposed of .

(RAMENDRA JAIN)
JUDGE

11.12.2019
mamta

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No