

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

114

FAO-4372-2019(O&M)

Date of Decision : July 12, 2019

NEW INDIA ASSURANCE COMPANY LTD.

.....Appellant

VERSUS

KAVITA AND OTHERS

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. R.C.Kapoor, Advocate
for the appellant.

NIRMALJIT KAUR, J. (Oral)

The present appeal is filed by the Insurance Company against the award dated 19.3.2019 on the ground that the income assessed of the deceased is on the higher side. He was only a Mali in a Private School and, hence, to say that he was earning Rs.15,650/- per month cannot be believed. Further, the ESI was being deducted qua all the employees but no ESI qua the deceased was deducted. The certificate of the salary is undated. The register had two blank pages and, therefore, the same is surrounded with doubts.

Heard.

The arguments so raised by learned counsel for the appellant cannot be sustained in as much as the said documentary evidence was further corroborated by Sunil Kumar, Principal, Gian Jyoti Senior Secondary School, Kasni, who appeared as PW3. There is no reason to

doubt the statement of the Principal qua the salary being paid to the deceased. The argument that the certificate was undated too does not help as long as the Principal corroborated that the same was issued by him.

In view of the above, the present appeal is dismissed.

July 12, 2019
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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No