

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

207

FAO No.445 of 2012 (O&M)
Date of decision: 19.07.2019

NETRA PAL AND ANR

... Appellants

Versus

RAM CHARAN AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Gautam Kaile, Advocate for the appellants.
None for respondent No.3.

REKHA MITTAL, J. (Oral)

CM No.2123-CII of 2012

Heard.

Allowed as prayed for. Delay of 55 days in filing the appeal stands condoned.

Main Case

The claimants are in appeal seeking enhancement of compensation on account of death of Asha aged 14½ years in a motor vehicular accident that took place on 13.04.2010.

The Tribunal awarded Rs.2,26,000/-, detailed hereunder:-

Annual income of the deceased	Rs.18,000/-
Multiplier	12
Expenses on funeral	Rs.5000/-
Loss of estate	Rs.5000/-

The deceased was less than 15 years of age and admissible multiplier is 15. Accordingly, loss of dependency is calculated at Rs.2,70,000/- (18000 x 15).

Under conventional heads, compensation awarded by the Tribunal is modified to the effect that claimants shall be entitle to Rs.15,000/- for funeral expenses.

Total compensation is Rs.2,85,000/- and the additional amount is Rs.59,000/- (2,85,000 – 2,26,000), payable with interest @ 7.5% per annum from the date of petition till realization, to mother of the deceased.

The appeal is partly allowed in the aforesaid terms.

19.07.2019

ashok

Whether speaking/reasoned:
Whether reportable:

(REKHA MITTAL)
JUDGE

Yes / No
Yes / No