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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO No.1482 of 2014

Date of Decision: 14.11.2019

Ragbir Singh

.....Appellant

Versus

Balwinder Singh and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Gourav Goel, Advocate
for the appellant.

Mr. Pavinder Singh Bedi, Advocate
for respondent No.3-insurance company.

NIRMALJIT KAUR, J. (ORAL)

The present appeal has been filed for enhancement of compensation granted vide award dated 07.10.2013, passed by the Motor Accident Claims Tribunal, Fatehgarh Sahib (for short, the Tribunal), vide which, an amount of Rs.4,66,000/- was granted to the appellant on account of 20% injury suffered by him.

While praying for enhancement, learned counsel for the appellant submitted that the appellant had submitted the bills Ex.C55 to Ex.C87 amounting to Rs.31,716/- of fare allegedly given to the taxi operator but only an Rs.15,000/- was given by the Tribunal. Similarly, the appellant had also placed on record the medicine bills Ex.C4 to Ex.C29 amounting to Rs.27,760/- but only Rs.25,000/- was given towards the medical treatment.

Learned counsel for respondent No.3-insurance company while objecting to the same, submitted that the appellant did not produce the taxi operator and neither any witness to prove the medicine bills. However, once Rs.15,000/- and Rs.25,000/- were given towards those bills, it is not

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understood as to why all other bills on the same set of evidence were denied.

Accordingly, the balance amount of Rs.16,716 and Rs.2760/- towards the transport as well as the medicine bills, which amounts to Rs.19,476/- be paid to the appellant within two months from the receipt of certified copy of this order alongwith 6% interest per annum from the date of filing of claim petition till its realization.

In case the said amount is not paid within two months, the same shall be paid thereafter alongwith 12% interest from the expiry of the period of two months.

The appeal is disposed of accordingly.

(NIRMALJIT KAUR)
JUDGE

14.11.2019
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No