

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

211

FAO No.3903 of 2013 (O&M)

Date of decision: 01.03.2019

BALDHIR MINOR THR HIS MOTHER

... Appellant

Versus

LOVEKESH @ RINKU AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : None for the appellant.

Mr. Pardeep Goyal, Advocate for the insurance company.

REKHA MITTAL, J. (Oral)

CM No.15870-CII of 2013

Heard.

Allowed as prayed for. Delay of 27 days in filing the appeal stands condoned.

Main Case

Baldhir, child aged 3½ years sustained injuries in a motor vehicular accident that took place on 02.06.2012.

The Tribunal has awarded Rs.29,906/-, detailed hereunder:-

1. Medical expenses	Rs.8906/-
2. Compensation qua hospitalisation for period of four days	Rs.6000/-
3. Pain and sufferings	Rs.15,000/-

Perusal of the award would reveal that the claimant remained admitted in PGI, Chandigarh from 03.06.2012 to 06.06.2012. He suffered fracture of SOF (L) and fracture of tibia (L) with split location around knee with fracture of right iliac blade with BIL SPR IPK, (L) SI joint disruption with BTA, besides other injuries on liver, spleen etc. Taking into consideration the nature and extent of injuries sustained by the victim coupled with that the child was less than four years of age, he is awarded an amount of Rs.20,000/- for pain and sufferings (additional amount of Rs.5000/-). He is allowed a sum of Rs.10,000/- for services of an attendant, transportation and loss of income of his parents. The additional amount of Rs.15,000/- shall be payable with interest @ 7.5% per annum from the date

of petition till realization, to be invested in fixed deposit till he attains the age of majority.

The appeal is partly allowed in the aforesaid terms.

01.03.2019

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No