

208-A

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

FAO No.403 of 2014

Date of Decision: 18.01.2019

DR. KAMAL KISHORE BHALLAAppellant

Vs

M/S G.T. ROADWAYS AND ORS

....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Rajesh Arora, Advocate
for the appellant.

Mr. Sanjiv Pabbi, Advocate
for respondent No.3.

RAJ MOHAN SINGH, J. (Oral)

[1]. This appeal has been preferred by the injured claimant against the award dated 31.08.2013 passed by the Motor Accident Claims Tribunal, Gurgaon (for short 'the Tribunal').

[2]. The Tribunal has awarded compensation to the tune of Rs.2,33,980/- on account of injuries received by the appellant in a motor vehicular accident. Insurance Company/respondent No.3 has not assailed the award passed by the Tribunal.

[3]. Only grievance of the appellant is that the deduction towards medical claim policy to the extent of Rs.2,07,603/- is illegal in view of findings recorded by this Court vide order of

even date in connected appeals i.e. FAO No.402 of 2014 and FAO No.553 of 2014 arising out of the same accident.

[4]. For the reasons recorded in the aforesaid appeals, the deduction to the tune of Rs.2,07,603/- while computing the compensation is held to be illegal and the appellant is entitled for the aforesaid amount along with interest @ 7.5% per annum from the date of filing of the claim petition till final realization.

[5]. With this modification, this appeal is disposed of.

January 18, 2019

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No