

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

FAO No. 5176 of 2013(O&M)

Date of Decision: July 11, 2019

Ramesh and another		Appellants
	versus	
Sanjiv Gulla and others		Respondents

CORAM: HON'BLE MR.JUSTICE RAMENDRA JAIN.

Present:- Mr. Nikunj Dhawan, Advocate for
Mr. M.S. Khillan, Advocate
for the appellants.

Service of respondent no.1 was dispensed with
vide order dated 10.07.2019.

Mr. Subhash Goyal, Advocate
for respondent nos. 2 and 4.

None for respondent No.3.

RAMENDRA JAIN, J. (ORAL)

The parents of the minor deceased Shivani Jangra, who was aged around 10 years at the time of accident, have come before this Court by way of instant appeal for enhancement of compensation awarded by learned Motor Accidents Claim Tribunal, Karnal vide award dated 18.03.2013, whereby they were granted compensation of Rs.2,60,000/- on account of death of Ms. Shiwani Jangra in a motor vehicular on 27.11.2009.

Learned counsel for the appellants has relied upon the judgments of Hon'ble the Supreme Court titled as **Kishan Gopal and another vs. Lala and others, 2013 (10) SCR 793, Magma General Insurance Co. Ltd. vs. Nanu Ram alias Chuhru Ram and others in Civil Appeal No. 9581 of 2018 and R.K. Malik and another vs. Kiran Pal and others in Civil Appeal No. 3608 of 2009.**

Heard.

Having given thoughtful consideration to the rival submissions and going through the above citations of both the sides and relying upon the authorities referred to above, the compensation awarded to the appellants from Rs.2,60,000/- is enhanced to lump-sum amount of Rs.5,00,000/- which includes interest. The same shall be deposited by the respondent-insurance company before learned Tribunal within a period of one month from today, failing which the appellants shall be entitled to interest @ 10% per annum from the date of filing of this appeal till realization.

Appeal stands disposed of.

11.07.2019
dinesh

(RAMENDRA JAIN)
JUDGE

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