

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

FAO-3015-2015 (O&M)

Date of Decision: September 04, 2019

Kiran Bala and another

Appellants

Versus

Kuldeep Singh @ Dhola and others

Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vinod K. Kanwal, Advocate for
Mr. Ashit Malik, Advocate
for the appellants.

Mr. Siddharth Gulati, Advocate
for respondent No. 1 and 2.

Ms. Sheenu Sura, Advocate
for respondent No. 3.

JAISHREE THAKUR, J. (Oral)

This is an appeal that has been filed seeking enhancement of compensation as allowed by the Motor Accident Claims Tribunal, Kaithal. It is not in dispute that wherein the appellant herein have been allowed compensation of ₹ 24,83,400/- on account of death of Saurabh Singla.

The brief facts of the case are that an accident took place on 15.04.2013 between a truck tipper bearing registration No. HR 64-2380 and an alto

car bearing No. HR-07M-3516 in which the deceased Saurabh Singla, aged 24 years was traveling. On Account of death of Saurabh Singla, a claim was filed before the MACT, Kaithal, which was contested by the respondents namely the Driver and the Insurance Company. After the evidence was led, the Tribunal came to the conclusion that the offending vehicle was being driven in a rash and negligent manner which resulted into accident, that took place. Compensation on account of the untimely death of Saurabh Singla, the income of the deceased was assessed to be ₹ 1,78,400/- per annum. A deduction of 1/2 was applied, future prospects were given and therefore, a multiplier of 18 was allowed by taking into account the judgment as rendered in **Smt. Sarla Verma and others Vs. Delhi Transport Corporation, 2009 (3) PLR 22**. The total compensation as assessed was ₹24,83,400/-.

I have heard learned counsel for the appellants and gone through the compensation that has been awarded and find that the compensation as assessed is in consonance with the judgment rendered in **National Insurance Company Limited vs. Pranay Sethi and others 2017 (4)RCR (Civil) 1009**. Learned Counsel for the appellants despite a valiant effort has not been able to make out any ground for enhancement of the same.

Dismissed.

September 04, 2019
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No