

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

211-5

FAO-3504-2015 (O&M)

Date of decision: 30.08.2019

MANOJ KUMAR

... Appellant

Versus

ANINDI KUMAR YADAV AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. RS Mamli, Advocate
for the appellant.

Mr. Rajesh K. Sharma, Advocate
for the insurance company.

REKHA MITTAL, J. (Oral)

The claimant is in appeal seeking enhancement of compensation on account of injuries sustained in a motor vehicular accident that took place on 29.07.2012.

The Tribunal awarded Rs.4,45,000/-, detailed hereunder:-

Medical expenses	Rs.3,50,000/-
Loss of income	Rs.5000/-
Attendant charges	Rs.5000/-
Special diet	Rs.5000/-
Pain and sufferings	Rs.80,000/-

The Tribunal has noticed that as per LAMA summary report Ex.PW9/A and statement of PW9 Dr. Pulkit Sethi, PG Resident Department of Surgery, DMC Hospital, the injured suffered fracture femur bone with blunt trauma abdomen with hemoperitoneum with blunt trauma chest. He remained admitted in Johal Hospital, Jalandhar from 29.07.2012 to 31.07.2012, Daya Nand Medical College and Hospital from 01.08.2012 to 12.08.2012 and Artemis Hospital, Gurgaon from 13.08.2012 to 19.08.2012. Taking into consideration the nature of injuries coupled with the period of hospitalisation in different hospitals, claimant is awarded additional amount of Rs.15,000/- for loss of income, attendant charges and special diet. He is further awarded Rs.15,000/- for expenses on transportation. Compensation allowed by the Tribunal for medical expenses and pain and sufferings is affirmed. In this manner, the claimant shall be entitle to additional amount of Rs.30,000/-, payable with interest @ 7.5% per annum from the date of petition till realization.

The appeal is partly allowed in the aforesaid terms.

30.08.2019

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No