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

FAO-5168-2014

Date of Decision: October 01, 2019

Bimal and others

.....Appellants

Versus

Jagir Singh and another

.....Respondents

CORAM: HON'BLE MS.JUSTICE NIRMALJIT KAUR

Present: Mr.R.K.Saini, Advocate
for the appellants.

Mr.Sahil Khunger, Advocate for
Mr.Vikram Rathore, Advocate
for respondent No.1.

Mr.Pradeep Kumar, Advocate
for respondent No.3-Insurance Company.

.....

NIRMALJIT KAUR, J. (ORAL)

Learned counsel for the appellants while praying for enhancement submitted that no future prospects have been given whereas, appellant-claimants are entitled to future prospects @ 40%. It is further submitted that appellant-claimants are also entitled to ₹70,000/- under the 'Conventional Head' as under this head they have been awarded only ₹50,000/-.

Learned counsel for the respondent-Insurance Company is not able to dispute the same in view of the settled proposition of law as per the judgment of Hon'ble Apex Court in **National Insurance Company Limited**

vs Pranay Sethi and others, 2017(16) SCC 680.

In view of the above, the following amount is calculated as per the calculations provided hereunder:

Head	Amount
Monthly Income	₹5250.00
Future prospects @ 40%	₹2100.00
Total Monthly income	₹7350.00
1/4 th deduction as personal expenses	₹1837.50
Monthly dependency	₹5512.50
Annual Dependency	₹66150.00 (₹5512.50 x 12)
Multiplier	17
Loss of dependency	₹11,24,550.00
Loss of consortium	₹70,000.00
Total compensation	₹11,94,550.00
Compensation awarded by Tribunal	₹8,33,352.00
Enhanced compensation	₹3,61,198.00

The enhanced amount of ₹3,61,198.00, as per the above calculation, be paid to the appellant-claimants alongwith interest @ 6% per annum from the date of filing of the claim petition in the same terms as held by the Tribunal within two months from the date of receipt of a certified copy of this order. In case the said amount is not deposited within two months from the date of receipt of a copy of this order, the same shall be deposited alongwith interest @ 12% from the expiry of the said two months.

Disposed of accordingly.

October 01, 2019
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(NIRMALJIT KAUR)
JUDGE

1. Whether speaking/reasoned ?

2. Whether reportable ?
- Yes/No
Yes/No