

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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FAO-2698-2016 (O&M)
Date of decision: 17.01.2019

RELIANCE GENERAL INSURANCE COMPANY LTD ... Appellant
Versus
KAMLA DEVI AND ORS ... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Subhash Goyal, Advocate for the appellant.

REKHA MITTAL, J. (Oral)

The present appeal directs challenge against award dated 09.02.2016 passed by the Motor Accidents Claims Tribunal, Chandigarh whereby compensation has been assessed on account of death of Manisha in a motor vehicular accident that took place on 30.04.2015.

Counsel for the insurance company would inform that the appeal has been preferred only to assail quantum of compensation assessed by the Tribunal.

The Tribunal has awarded compensation of Rs.14,65,000/-, detailed hereunder:-

1. Monthly income of the deceased	Rs.10,000/-
2. Addition in income for future prospects	50%
3. Multiplier	16
4. Deduction for personal expenses	50%
5. Loss of dependency	Rs.14,40,000/-
6. Expenses on funeral	Rs.25,000/-

The Tribunal has noticed that the deceased was a practicing advocate in Punjab and Haryana High Court for the past 10 years and her identity card is Ex.C3. In the given scenario, I do not find any reason to interfere in assessment of income and addition for future prospects. The Tribunal has rightly applied deduction to the extent of 50% and multiplier of 16 for computing loss of dependency. Even compensation allowed under conventional heads to the tune of Rs.25,000/- is not more than what can be allowed in the present circumstances. In this view of the matter, there is no scope for intervention in assessment of compensation made by the Tribunal.

For the foregoing reasons, finding no merit, the appeal fails and is accordingly dismissed.

17.01.2019

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No