

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

237

FAO No.4689 of 2015 (O&M)

Decided on : 05.03.2019

Ruksina and others

... Appellants

Versus

Daud and others

.. Respondents

CORAM : HON'BLE MR.JUSTICE DEEPAK SIBAL

Present : Mr.Ashish Gupta, Advocate
for the appellants.
Mr.Jagjit Singh Advocate for respondent No.3.

Deepak Sibal, J. (Oral)

Through the present appeal, the appellants/claimants seek enhancement in the compensation awarded by the Motor Accident Claims Tribunal, Nuh (for short - the Tribunal).

The facts, in brief, which are required to be noticed for adjudicating upon the present appeal are that on 9.10.2012, Hasan (deceased) was going on his motor cycle from village Rajaka to village Bhadas when a car bearing registration No.HR-26AJ-0263 (hereinafter referred to as the 'offending vehicle') hit his motor cycle, as a result of which, he died at the spot. On a petition filed by the appellants under Section 166 of the Motor Vehicles Act 1988, the Tribunal, after concluding that the offending vehicle was being driven in a rash and negligent manner, assessed the payable compensation, the enhancement of which is sought through the instant appeal.

The only argument raised by learned counsel for the appellants is that each of the claimants should have been granted Rs.1 lakh towards love and affection.

In the light of the law laid down by the Hon'ble Supreme Court in National Insurance Co. Ltd Vs. Pranay Sethi and others (2017) 16 SCC 680, the above submission made by learned counsel for the appellant merits outright rejection.

Dismissed.

[Deepak Sibal]
Judge

05.03.2019
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No