

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

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Date of decision: 11.01.2019
FAO No.5125 of 2016 (O&M)

JANNATI @ JANAYATI BANO AND ORS

... Appellants

Versus

SAHUN AND ORS

... Respondents

FAO No.7462 of 2016 (O&M)

SARAB AND ORS

... Appellants

Versus

SAHUN AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Rajnikant Upadhayaye, Advocate for
Mr. Rakesh Dhiman, Advocate for the appellants.
Ms. Sheenu Sura, Advocate for the insurance company.

REKHA MITTAL, J. (Oral)

This order will dispose of FAO Nos.5125 and 7462 of 2016 as these have emerged out of the award dated 30.11.2015 passed by the Motor Accidents Claims Tribunal, Gurgaon whereby compensation has been assessed on account of death of Saleem in a motor vehicular accident that took place on 27.03.2014.

FAO No.5125 of 2016 has been filed by the widow and daughters of the deceased whereas the other appeal has been preferred by parents of the deceased but both the appeals have been filed for enhancement of compensation.

The Tribunal has awarded compensation of Rs.13,97,500/-, detailed hereunder:-

1. Monthly income of the deceased	Rs.5000/-
2. Addition in income for future prospects	50%
3. Multiplier	17
4. Deduction for personal expenses	1/4 th
5. Loss of dependency	Rs.11,47,500/-
6. Expenses on funeral	Rs.25,000/-
7. Loss to estate	Rs.25,000/-
8. Loss of consortium to widow	Rs.1,00,000/-
9. Loss of love and affection	Rs.1,00,000/-

Counsel for the appellants is not in a position to make out a case justifying additional compensation over and above what has been allowed by the Tribunal. I have gone through the award and find no justification for allowing additional compensation.

In view of what has been discussed hereinabove, the appeals fail and are accordingly dismissed. As the appeals have been decided on merits, applications for condonation of delay are of academic relevance only.

11.01.2019
ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:	Yes / No
Whether reportable:	Yes / No