

In the High Court of Punjab and Haryana at Chandigarh**FAO- 6482 of 2015(O&M)****Date of Decision: 9.7.2019****Sardul Singh****---Appellant****versus****Darshan Singh and others****---Respondents****Coram: Hon'ble Mrs. Justice Rekha Mittal****Present: Mr. P.S.Brar Advocate
for the appellant****Mr. R.S.Sidhu, Advocate,
for respondents No. 1 and 2****Mr. Amit Kundra, Advocate
for respondent No. 3***********Rekha Mittal, J.**

The claimant is in appeal seeking enhancement of compensation on account of injuries sustained in a motor vehicular accident that took place on 7.1.2012.

The Motor Accidents Claims Tribunal, Faridkot (in short “the Tribunal”) awarded Rs. 2,26,808/- (rounded off to Rs. 2,25,000/-), detailed hereunder:-

Medical expenses	Rs. 1,76,808/-
Loss of income and expenses regarding special attendant and diet etc.	Rs. 50,000/-

The claimant did not examine a doctor of Dayanand Medical College and Hospital, Ludhiana to prove nature of injuries and treatment during his hospitalization from 7.1.2012 to 15.1.2012. However, perusal of

document Ex. A28 namely discharge summary would reveal that tibial plating under general anesthesia was done on 9.1.2012. There is another document on record dated 22.6.2012 Ex. A27 that makes reference to X-Ray whole leg (left or right) and ankle.

Taking into consideration materials on record, the claimant is awarded Rs. 70,000/- under various heads in regard whereof the Tribunal has awarded an amount of Rs. 50,000/-. The additional amount of Rs. 20,000/- shall be payable with interest @ 7.5% per annum from the date of petition till realization.

The appeal is partly allowed in the aforesaid terms.

(Rekha Mittal)
Judge

9.7.2019

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No