

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

226

FAO-7247-2015 (O&M)

Date of decision: 31.01.2019

SURJIT KAUR ETC

... Appellants

Versus

SATPAL SINGH ETC

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Ms. Ekta Thakur, Advocate for the appellants.

REKHA MITTAL, J. (Oral)

The claimants are in appeal seeking enhancement of compensation on account of death of Mohinder Snigh in a motor vehicular accident that took place on 16.06.2014.

The Tribunal has awarded compensation of Rs.14,48,440/-, detailed hereunder:-

1. Monthly income of the deceased	Rs.6000/-
2. Addition in income for future prospects	30%
3. Multiplier	13
4. Deduction for personal expenses	1/5 th
5. Loss of dependency	Rs.9,73,440/-
6. Expenses on transportation, funeral & last rites	Rs.25,000/-
7. Loss of love and affection	Rs.3,50,000/-
8. Loss of consortium	Rs.1,00,000/-

When the case is examined in the light of judgment of the Constitution Bench of Hon'ble the Supreme Court **National Insurance Company Limited Vs. Pranay Sethi and Ors., 2017 SCC 1270**, there is no scope for allowing compensation more than what has been assessed by the Tribunal. As a matter of fact compensation allowed by the Tribunal is much more than what can be permitted in the light of aforesaid judgment.

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

31.01.2019

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No