

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

**FAO No.76 of 2015 (O&M)
Date of decision: 16.11.2019**

United India Insurance Company Limited

....Appellant

Versus

Rani Kaur and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. V. Ramswaroop, Advocate,
for the appellant.

Mr. Vishwajit Beti, Advocate,
for respondent Nos. 1 to 6-claimants.

RITU BAHRI J. (Oral)

United India Insurance Company Limited-appellant has come up in appeal against the awarded dated 02.09.2014 passed by the Motor Accident Claims Tribunal, Patiala (hereinafter referred to as 'the Tribunal'), whereby compensation of Rs.13,05,000/- has been awarded in favour of claimant-respondent Nos. 1 to 6 on account of death of Ajaib Singh in a motor vehicular accident which took place on 14.09.2013.

The appellant is challenging the impugned award on the ground of contributory negligence as well as quantum of compensation.

Learned counsel for the appellant has referred to the judgment dated 26.03.2019 passed by Co-ordinate Bench of this Court in FAO No.73 of 2015, titled as **United India Insurance Company Limited vs. Manjit**

Devi @ Manjit Kaur and others, whereby with respect to the same accident,

appeal filed by the Insurance Company has been partly allowed on the question of quantum of compensation and the compensation has been re-assessed keeping in view the judgment passed by Hon'ble the Supreme Court in **National Insurance Company Limited vs. Pranay Sethi and others**, 2014 (4) RCR (Civil) 1009.

Following the above said judgment, the present appeal filed by the Insurance Company on the ground of contributory negligence and quantum deserves to be dismissed. After going through the impugned award, this Court is of the view that finding of negligence has been rightly given by the Tribunal.

No ground is made out to interfere in the impugned award.

Dismissed.

(RITU BAHRI)
JUDGE

16.11.2019
ajp

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