

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

**FAO No.9665 of 2014 (O&M)
Date of Decision:25.09.2019**

Smt. Rajwanti and others

... Appellants

Vs.

Tarsem Singh and others

... Respondents

CORAM : HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Shashikant Gupta, Advocate
for the appellants.

NIRMALJIT KAUR, J. (Oral)

C.M. No.26731-CII-2014

For the reasons mentioned in the application, the application is allowed and the delay of 265 days in filing the appeal is condoned.

Main case

This appeal has been filed for enhancement of compensation.

Learned counsel for the appellants submitted that the income has been assessed is on the lower side whereas it should have been at least Rs.10,000/- p.m. as the deceased was photographer by profession and two witnesses including his employer were also examined.

However, there is no other documentary proof to show that the petitioner was earning Rs.10,000/- p.m. except the statement which was not believed by the Tribunal. This Court is also not persuaded to believe that the deceased was earning Rs.10,000/- p.m. at the time of accident in the absence of any salary slip or any other documentary evidence to show that the deceased was earning Rs.10,000/- p.m. Therefore, the income of the deceased assessed as Rs.4000/- p.m. does not need to be interfered with.

No other point or argument is raised.

Accordingly, this appeal is dismissed.

**(NIRMALJIT KAUR)
JUDGE**

25.09.2019
rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No