

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

238

FAO-3058-2018

Date of Decision : November 05, 2019

SEHRUNA AND ORS

.....Appellants

VERSUS

NAMAN SINGH AND ANR

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

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

Mr. Punit Jain, Advocate
for respondent No.2-Insurance Company.

NIRMALJIT KAUR, J. (Oral)

While praying for enhancement of the award dated 20.1.2018, learned counsel for the appellants submitted that the claimants are entitled to the enhancement under the head of future prospects to 40% taking into account the age of the deceased as 23 years at the time of the accident.

Learned counsel for the respondent-Insurance Company is not able to dispute the same in view of the well settled proposition of law as laid down by the Hon'ble Apex Court in the case of **National Insurance Company Limited vs. Pranay Sethi and others, 2017 AIR (SC) 5157.**

In view of the above, the appellants-claimants are held entitled to the future prospects @ 40% as under:-

Head	Amount
Income	8000 8000x12 = 96,000
Dependancy 1/3 rd	64000
Multiplier	64000 x 18 = 11,52,000
Future prospects @ 40%	11,52,000 @ 40% = 4,60,800

Accordingly, the present appeal is allowed to the said extent. The enhanced amount of Rs.4,60,800/- be deposited within two months from the receipt of certified copy of this order alongwith interest already awarded by the Tribunal from the date of the claim petition till its realization.

However, in case the same is not deposited within two months, the same shall thereafter be deposited alongwith interest @ 12% till payment after the expiry of two months.

November 05, 2019
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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No