

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

**FAO-8652-2017 (O&M)
Date of Decision : 17.12.2019**

Prateek Rastogi

Versus

..... Appellant

Suresh Kumar and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Gorav Kathuria, Advocate
for the appellant.

Sh. Jeevan Gautam, Advocate for
Mr. Bhisham Kumar Majoka, Advocate
for respondent Nos.1 and 2.

Mr. Lalit Garg, Advocate
for respondent No.3.

RAMENDRA JAIN, J. (Oral)

Through this appeal appellant has sought enhancement of compensation, modifying impugned award dated 15.09.2016 of the Motor Accident Claims Tribunal, Gurgaon (in short 'the Tribunal'), passed in claim petition filed by the appellant under Section 166 of the Motor Vehicles Act, 1988, for injuries suffered by him in a motor vehicular accident.

The Tribunal, after holding trial, awarded compensation of ₹70,800/- to the appellant along with interest at the rate of 9% per annum from the date of filing claim petition till realization.

Both the parties are in agreement that compensation in lump sum ₹29,200/- (₹70,800+₹29,200/- = ₹1,00,000/-) more which includes interest component, over and above the compensation awarded by the Tribunal may be increased.

Ordered accordingly.

Respondent No.3 – Insurance Company, through its counsel is directed to deposit the aforesaid enhanced amount of compensation before the learned Tribunal within one month from today for onward disbursement to the appellant-claimant, in accordance with law against proper receipt and identification.

In case aforesaid enhanced amount is not deposited within stipulated time, Insurance Company would be liable to pay the same with interest @15% per annum from the date of expiry of one month.

Disposed of.

(RAMENDRA JAIN)
JUDGE

17.12.2019
mamta

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No