

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

FAO No.5545 of 2019 (O&M)

Date of decision: 05.03.2020

Kamlesh and anr.

... Appellants

Versus

Sunil Kumar and anr.

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : None.

REKHA MITTAL, J. (Oral)

The claimants are in appeal seeking additional compensation on account of death of minor Jitender @ Mota in a motor vehicular accident that took place on 19.11.2013.

The Tribunal awarded Rs.2,44,500/-, detailed hereunder:-

Notional income of the deceased	Rs.24,000/- per annum
Multiplier	15
Deduction for personal expenses	1/3 rd
Loss of dependency	Rs.2,40,000/-
Expenses on funeral	Rs.2000/-
Loss of estate	Rs.2500/-

The application was filed under Section 163-A of the Motor Vehicles Act, 1988 (in short 'the Act'). The Tribunal has assessed compensation in complete consonance with the formula laid down in the Second Schedule appended to Section 163-A of the Act, therefore, there is no justification for allowing additional compensation.

For the foregoing reasons, finding no merit, the appeal fails and is accordingly dismissed in limine. As the appeal has been decided on merits, application for condonation of delay is of academic relevance.

05.03.2020

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No