In the High Court of Punjab and Haryana at Chandigarh

FAO- 1027 of 2020 (O&M)
Date of Decision: 3.2.2020

United India Insurance Company Limited

---Appellant

versus

Smt. Shashi Kiran Awasthi and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Sandeep Suri, Advocate
for the appellant

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Rekha Mittal, J.

Challenge in the present appeal has been directed against award dated 6.9.2019 passed by the Motor Accidents Claims Tribunal, Chandigarh (in short "the Tribunal") whereby compensation has been assessed on account of death of Kailash Nath Avasthi in a motor vehicular accident that took place on 4.5.2019.

The Tribunal assessed compensation to the tune of Rs. 14,05,185/-.

The sole submission made by counsel for the appellant is that since Smt. Shashi Kiran Awasthi, widow of the deceased is held to be the sole dependent on income of deceased, deduction for personal expenses should be 50% viz-a-viz 1/3rd allowed by the Tribunal.

Contention raised by counsel is not meritorious, thus rejected. In this context, reference can be made to **National Insurance Company Limited vs. Kushila Devi and others FAO No. 6497 of 2017 decided on 28.9.2017.**

Counsel has also made a vain attempt to argue that the Tribunal has allowed interest @ 7.5% per annum but the same should be at a lower rate. This contention of the counsel is also not tenable and accordingly rejected

No other point has been raised.

For the foregoing reasons, the appeal fails and is accordingly dismissed in limine.

(Rekha Mittal)
Judge

3.2.2020
PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No