IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

240 **FAO-1850-2020**

Date of decision: 22.11.2022

VENI SHARMA AND ANOTHER **..Appellant (s)**

Versus

BALWINDER SINGH AND OTHERS **..Respondent(s)**

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: Mr. Sunil K. Chaudhary, Advocate for the appellants.

***

NIDHI GUPTA, J (Oral)

The first contention raised by learned counsel for the appellants is that while computing the compensation of Rs.67,23,170/-, awarded to the claimants, the learned Tribunal has taken into account the income tax return for the period of 01.04.2015 to 31.03.2016 Ex.R2. It is contended by learned counsel that the Tribunal erred in considering the income tax returns for the previous year, the income tax return for the current year ought to have been taken into consideration. This argument deserves to be rejected as the date of death of the deceased is 27.11.2016 and therefore, there was no income tax return filed as yet for the current year.

The second contention of learned counsel is that interest @ 7.5% per annum on the compensation should be applied from the date of death and not from the date of filing claim petition. This argument also deserves to be rejected as in various similar judgments/cases interest is given only from filing of claim petition.

Accordingly, this Court finds no error in the impugned award passed by the Tribunal.

No merits.

Dismissed.

(NIDHI GUPTA)
JUDGE

22.11.2022
ashok
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

ASHOK KUMAR
2022.11.24 15:25
I attest to the accuracy and
integrity of this document