

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

127

**FAO-199-2015 (O&M)  
Date of decision: 22.09.2022**

**Tarun****...Appellant**

**Versus**

**Ram Kishan and another****...Respondents****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Sandeep Verma, Advocate  
for the applicant-appellant.

Mr. Rajbir Singh, Advocate  
for respondent No. 2/Insurance Company.

**ARVIND SINGH SANGWAN, J. (Oral)**

**CM-11758-CII-2022**

Prayer in this application is for fixing an actual date of hearing in the appeal, which is on the regular board of this Court at Sr. No. 2008.

For the reasons stated in the application, the same is disposed of. Let the main case be taken up today itself.

**FAO-199-2015 (O&M)**

Prayer in this appeal, preferred by the claimant, is for enhancement of the compensation awarded by the Motor Accident Claims Tribunal, Gurgaon (now Gurugram), vide award dated 29.08.2013.

This appeal is pending since 2015 and it was referred to Daily Lok Adalat, however, no amicable settlement could be arrived at between the parties and the case was sent back to High Court on 30.01.2017. The case was listed before National Lok Adalat on 12.03.2022 and it was again referred to Daily Lok Adalat, however, on 27.04.2022, the case was again

sent back to this Court as no settlement could be arrived at between the parties.

Learned counsel for respondent No. 2/Insurance Company, at the very outset, submits that there were three connected cases, which have already been settled between the parties.

With the mediation of this Court, both the parties have agreed for enhancement of the compensation to the tune of Rs. 8 Lakh, over and above the compensation awarded by the Tribunal, with effect from the date of filing of the claim petition till realization along with interest @ 7.5% p.a., in favour of the appellant/claimant.

In view of the same, the present appeal is partly allowed. The enhanced amount of compensation i.e. Rs. 8 Lakh, over and above the amount already awarded by the Tribunal, be paid to the appellant along with interest @ 7.5% p.a. from the date of filing of the claim petition before the Tribunal i.e. 03.09.2012 till the date of its realization.

The enhanced amount of compensation will be deposited with the Tribunal or it will be handed over to the counsel for the appellant by way of a demand draft, favouring claimant(s) as per Tribunal's award, within a period of two months from today.

22.09.2022

*Waseem Ansari*

(ARVIND SINGH SANGWAN)  
JUDGE

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*