

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

FAO 4697/2022(O&M)

Date of decision:12/01/2023

Bhupender minor through his mother and natural guardian Savita

.....Appellant

Vs.

Sanjay and others

.....Respondents

**CORAM        HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:-        Mr.Rahul Vats, Advocate for the appellant.

**Nidhi Gupta, J.**

**CM 14907-CII/2022**

The aforesaid application has been filed u/s 5 of the  
Limitation Act seeking condonation of delay of 3 days in filing the appeal.

For the reasons stated in the application coupled with the fact  
that the delay is insignificant, the application is allowed and delay condoned.

**Main Appeal.**

The only contention raised by learned counsel for the  
appellant for seeking enhancement of compensation of Rs.1,80,950/- awarded  
by MACT, Palwal to the appellant/ injured-claimant, is that appellant was

only 15 years old at the time of accident, and no future medical expenses or future prospects have been granted to the appellant. No other argument has been raised.

Heard learned counsel.

It is not in dispute that the appellant has only suffered fractures of his arms. Admittedly no permanent disability has been suffered by the appellant. Keeping in view these facts, the Ld. Tribunal has awarded category-wise compensation, as reproduced hereunder:-

|                                               |                      |
|-----------------------------------------------|----------------------|
| <b>Pain and suffering</b>                     | <b>Rs.20,000/-</b>   |
| <b>Special diet and attendant charges</b>     | <b>Rs.10,000/-</b>   |
| <b>Transportation charges for treatment</b>   | <b>Rs.10,000/-</b>   |
| <b>Treatment expenses including medicines</b> | <b>Rs.1,40,950/-</b> |
| <b>Total</b>                                  | <b>Rs.1,80,950/-</b> |

After going through the Award I find that the Ld. Tribunal has awarded reasonable and fair compensation in the facts and circumstances of the case. The appeal filed by the mother of the appellant for enhancement of compensation has already been dismissed by this Court vide order dated 20.12.2022 passed in FAO 3723/2022.

Accordingly, no ground is made out to interfere with the impugned Award and hence, the present appeal is dismissed.

12/01/2023  
Joshi

(Nidhi Gupta)  
Judge

Whether speaking/reasoned  
Whether reportable

Yes  
Yes/No