



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

136

FAO-778-2024 (O&M)

Date of Decision.:16.07.2024

Oriental Insurance Company Limited

Appellant

Vs.

Gurmukh Sing and Others

Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Ms. Madhu Sharma, Advocate for the appellant.

DEEPAK GUPTA, J. (ORAL)

Insurance company is in this appeal against the award dated 21.10.2023 passed by the Tribunal, whereby compensation of ₹28,54,533/- along with interest has been allowed to the claimants.

The sole contention raised by learned counsel is that disability of the injured was assessed to be 50% but the Court has taken it as 100% and assessed the compensation accordingly.

After going through the impugned award, this Court does not find merit in the appeal. It was observed by the Tribunal that 50% of the disability was permanent in nature & was in the leg. The injured is a labourer and as such, 100% disability is found to be functional in nature. As such, it is held that Tribunal did not commit any error in holding that functional disability of the injured- claimant was 100% and so, amount of compensation has been rightly assessed.

Dismissed.

(DEEPAK GUPTA)
JUDGE

July 16, 2024

Neetika Tuteja

Whether Speaking/reasoned Yes/No

Whether Reportable Yes/No