

2024:PHHC:089393



S. No.232

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO No.3321 of 2010 (O&M)
Date of Decision:17.07.2024

Kaushalya Devi and another	Appellants
Vs.	
Rattan Nath and others	Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Parminder Singh, Advocate for the appellants.

DEEPAK GUPTA, J. (Oral)

Claimants are against the award dated 27.07.2009 passed by the learned Motor Accident Claims Tribunal, Karnal, whereby in a petition filed under Section 163-A of the Motor Vehicles Act, 1988, compensation of ₹1,70,000/- was allowed to them on account of death of one Ram Lal.

Learned counsel for the appellants has raised the only issue in respect of multiplier to be applied. It is contended that deceased- Ram Lal was aged 50 years at the time of death. However, the Tribunal has taken the age of the deceased to be 63 years after noticing contradictory oral evidence. Learned Tribunal noticed that in the ration card produced by the respondents, which was got prepared on the basis of information supplied by the deceased himself in 2005, his age was mentioned to be 60 years and thus, at the time of his death in 2008, he was 63 years of age and on that basis, multiplier of 5 has been applied.



No illegality is found as multiplier has been applied after taking the age to be 63 years which is based on proper appreciation of evidence.

No merits.

Dismissed.

July 17, 2024
renu

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No