



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

112

**FAO-2086-2023 (O&M)
Date of decision : 27.10.2025**

Munfida and others**..... Appellants**

versus

Sabbir and others**..... Respondents****CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Ms. Sweta Chahal, Advocate for
Mr. S.S. Kanwar, Advocate
for the appellant.

PANKAJ JAIN, J. (Oral)**CM-7794-CII-2023**

This is an application for condonation of delay of 652 days in filing the appeal.

For the reasons mentioned in the application, the same is allowed. Delay of 652 days in filing the appeal stands condoned.

Main case

1. Claimants are seeking enhancement of the compensation awarded by MACT, Mewat.
2. The only contention raised by counsel for the appellant relates to salary of the deceased Jahul. Tribunal while ascertaining the salary of the deceased to assess the compensation observed as under:-

“27. I have pondered over the submissions of learned counsels for both the parties. PW1 Munfida failed to bring any documentary evidence to show that the deceased was working as a labourer/Beldar or that he was earning Rs.12,000/- per month. PW1 has fairly admitted in her cross-examination that



she was not having any documentary proof with regard to earning and profession of her deceased husband. As such, no reliance can be placed on the testimony of PW-1 in absence of the documentary evidence and it cannot be said that the deceased was earning Rs.12,000/-per month being a labourer/Beldar. In these circumstances, the income of deceased has to be deemed as that of unskilled person and income needs to be assessed on Minimum wages than on DC rates as per the case law referred to by the counsel for insurance company. The minimum wages for the relevant year for the category of unskilled person was Rs.8,222.44/- in view of notification of the Haryana Government, Labour Department. So, the notional income of the deceased is deemed to be as Rs.8,250/-(rounded off) per month.”

3. Counsel for the appellant has not been able to point out any evidence adduced on record by the claimants to prove salary of the deceased.
4. In view thereof, this Court finds that in the absence of documentary evidence, the Tribunal rightly assessed the income of the deceased Jahul relying upon the minimum wages notified by State of Haryana which were in vogue on the relevant date. No fault can be found with the findings recorded by the Tribunal. No other point has been argued.
5. Finding no merit in the present appeal, the same is ordered to be dismissed.

(PANKAJ JAIN)
JUDGE

27.10.2025
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No