



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

107

FAO-206-1995

Date of decision : 07.07.2025

Harvinder Kaur and others**..... Appellants****versus****Yashvir and others****..... Respondents****CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. Anuj Gupta, Advocate
for the appellants.

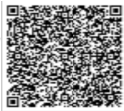
Mr. Ravi Partap Singh, DAG, Haryana
for respondent No.3.

PANKAJ JAIN, J. (Oral)

1. Claimants are in appeal seeking enhancement of compensation awarded by MACT, Karnal on account of death of Nishan Singh in a motor vehicle accident dated 31.10.1992. Nishan Singh lost his life at the age of 27 years, leaving behind a widow and two minor children. Tribunal in the absence of any evidence to prove income of Nishan Singh, assessed his income as Rs.1500/- per month and awarded compensation of 1,92,000/- to the claimants.

2. The appellants have questioned computation of compensation by the Tribunal.

3. In the light of law laid down by Supreme Court in the case of '*National Insurance Company Limited vs. Pranay Sethi and others*', (2017) 16 SCC 680 and '*Smt. Sarla Verma & others vs. Delhi Transport Corporation & another*' (2009) 6 SCC 121 and *Magma General Insurance Company Ltd., Vs. Nanu Ram @ Chuhru Ram &*



ors., Civil Appeal No.9581 of 2018 arising out of SLP (Civil) No.3192 of 2018 decided on 18.09.2018, computation payable to the claimants is reworked as under:-

Details	Compensation claimed as per judgments of Sarla Verma, Pranay Sethi & Magma General Insurance
Income	Monthly: 1,500/- Annual: 18,000,-
Deduction	1/3
Future prospects	40%
Multiplier	17
Loss of estate	15,000/-
Funeral expenses	15,000/-
Loss of consortium	40,000/- x 3 = 1,20,000/-
Total compensation	4,67,100/-
Interest	9%

4. With the aforesaid modification in the award, the appeal is disposed off.

(PANKAJ JAIN)
JUDGE

07.07.2025
Dinesh

Whether speaking/reasoned : Yes
Whether Reportable : No