

FAO-2188-2023

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2025:PHHC:167411



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

FAO-2188-2023

Date of decision : 02.12.2025

Gurmeet Kaur @ Gurmit Kaur and others

... Appellants

Versus

Prince and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Prashant Bansal, Advocate
for the appellants.

Mr.Vinod Gupta, Advocate
for respondent no.3.

VIKAS BAHL, J.(ORAL)

1. Widow, two sons and one daughter have filed the present appeal for enhancement on account of death of Manjeet Singh, who had died in a motor vehicular accident. The parents of the deceased have been shown as proforma respondents no.4 and 5 and the present appeal is for their benefit also.

2. The Tribunal vide award dated 24.08.2022 had awarded a compensation of amount of Rs.41,24,900/- along with interest to all the claimants which included the present respondents no.4 and 5.

3. On 18.11.2025, this Court was pleased to pass the following

order:-

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*“Present: Mr. Prashant Bansal, Advocate
for the appellants.*

CM-8010-CII-2023 in/and FAO-2188-2023

Present application has been filed under Section 5 of the Limitation Act read with Section 151 CPC for condonation of delay of 105 days in filing the present appeal.

Learned counsel for the applicant-appellants has submitted that for the period of 105 days, the appellants would not claim any interest and has prayed that the said delay be condoned.

For the reasons mentioned in the application, which is duly supported by an affidavit as well as on account of the fair statement made on behalf of the appellants, present application is allowed and the delay of 105 days in filing the present appeal is hereby condoned.

As stated before this Court, the appellants would not claim interest for the said period of 105 days.

Main case

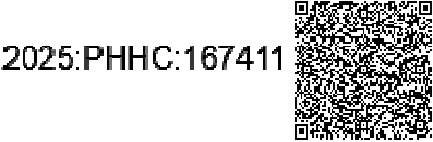
Learned counsel for the appellants has submitted that in the present case, the primary issue on which enhancement is sought is on account of consortium.

Notice of motion to respondent No.3 only, at this stage. Mr. Vinod Gupta, Advocate, appears and accepts notice on behalf of respondent No.3 and prays for an adjournment to get instructions in the matter.

Adjourned to 02.12.2025.

To be shown in the urgent list.”

4. During the course of arguments, after taking instructions from their respective clients, learned counsel for the appellants as well as learned counsel for respondent no.3-insurance company have very fairly submitted



that the matter has been considered and it has been finally settled that respondent no.3-insurance company would pay an additional amount of Rs.2.5 lacs over and above the amount which has been awarded by the Tribunal to the appellants and respondents no.4 and 5 as full and final settlement. It is submitted that the said settlement is bonafide and in accordance with law and has further prayed that the present appeal be disposed of in the said terms.

5. Keeping in view the above said facts and circumstances and fair the stand taken on behalf of the learned counsel for the appellants as well learned counsel for respondent no.3-insurance company, the present appeal is partly allowed and the award dated 24.08.2022 is modified and the present appellants along with respondents no.4 and 5 are held entitled to additional compensation of Rs.2.5 lacs as full and final settlement and respondent no.3 is directed to deposit the abovesaid amount of Rs.2.5 lacs within a period of six weeks before the Tribunal which would be distributed to the appellants and respondents no.4 and 5, in accordance with the proportion as mentioned in the award.

(VIKAS BAHL)
JUDGE

December 02, 2025.

Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No