

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

219

2025:PHHC:160328



FAO No. 4006 of 2001 (O&M)

DATE OF DECISION: 18th November, 2025

Raj Pal

....Appellant

VERSUS

The Kamal Co-op Society Ltd and others.

....Respondents.

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Neeraj Khanna, Advocate for the appellant.

Mr. Paul S. Saini, Advocate
for respondent No.3-Insurance Company.

DEEPAK GUPTA, J (ORAL)

It is the injured-claimant's appeal seeking enhancement of compensation. In a Motor Vehicular Accident which took place on 08.11.1996, the appellant-Raj Pal sustained injuries. In the claim petition filed under the Provisions of Motor Vehicles Act, against the driver, owner and insurer of the offending vehicle, learned Tribunal awarded compensation of Rs.1,92,758/- alongwith interest vide award dated 07.06.2000.

2. Seeking enhancement learned counsel contends that the appellant had suffered 50% permanent disability as noticed even by the Tribunal and as was evident from certificate Ex.P2, but the Tribunal has not awarded any compensation under the separate head of 'Permanent Disability'.

3. The factual position as above, has not been disputed by learned counsel for Insurance Company.

4. In the year, 1996, the minimum wages were approximately Rs.1420/- per month.

5. Learned counsel for the parties have agreed for an amount of Rs.1,50,000/-, which may be awarded under the head of Permanent Disability, which shall be over and above the total compensation as awarded by the Tribunal. The said compensation under the head of ‘Permanent Disability’ has been computed on the approximation basis by keeping in view the minimum wages at the relevant time, the age of the claimant and the percentage of disability.

6. As such, the present appeal is hereby accepted to the effect that the appellant shall be entitled to enhanced compensation of Rs.1,50,000/- payable to him along with interest at the rate of 7.5 % per annum from the date of filing of the claim petition till its realisation.

7. Disposed of.

(**DEEPAK GUPTA**)
JUDGE

18th November, 2025
reema

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>