

Daily Lok AdalatBench No.1512 (1)

FAO-1949-2024 (O&M)

MANJIT KAUR AND OTHERS V/S THE NEW INDIA ASSURANCE CO. LTD AND OTHERS

Present: Mr. Umesh Kumar Kanwar, Advocate
for the appellants

Mr. Paul S. Saini, Advocate along with
Ms. Charanjit Kaur, Manager
for New India Assurance Co. Ltd.

Learned counsel for the appellants submits that in *Karuna Parmar v. Prakash Sinha, SLP (C) No. 6428 of 2023*, decided on 11.02.2025, the Hon'ble Supreme Court has held that the notional income of a deceased child cannot be determined arbitrarily. The Court has clarified that the statutory minimum wage applicable to a skilled worker at the time of the accident should be taken as the basis, as it reflects the realistic future earning potential of the child.

In view of the aforesaid pronouncement of the Hon'ble Supreme Court, learned counsel for the Insurance Company states that the Insurance Company is willing to settle the matter accordingly.

As agreed, as per statement of the representatives of the Insurance Company and counsel for the appellants, (separately recorded today), a sum of Rs.10,10,000/- (Rupees Ten Lakh Ten Thousand only) more, over and above, the amount awarded by the Tribunal is allowed to the appellants, in full and final settlement of the claim in this appeal. As per the statement of learned counsel for the appellants the enhanced amount would be paid to the appellant No.1-Manjit Kaur.

We dispose of this case with a direction to Insurance Company to deposit a crossed-cheque in the sum of Rs.10,10,000/- (Rupees Ten Lakh Ten Thousand only) in the name of appellant No.1-Manjit Kaur with the office of the Lok Adalat of the High Court on or before 22.01.2026 failing which the amount will carry 9% interest p.a. from the date of this order till the cheque is deposited with the office of the Lok Adalat. The appellants' counsel/appellants may collect the cheque from the office of the Lok Adalat.

Copy of the order/statement be supplied /sent to the counsel/parties and file be returned to the High Court.

(J.C. VERMA)
PRESIDENT

(ARVIND KUMAR)
MEMBER

04.12.2025

ATUL KUMAR TRIPATHI
2025.12.17
I attest to the accuracy and
integrity of this document