



**212-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

FAO-3904-2002

Date of Decision: 07.11.2025

PAWAN

....Appellant

Versus

SURESH AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Vishal Garg Narwana, Advocate
for the appellant.

Parmod Goyal, J. (Oral)

Injured claimant/appellant has preferred the present appeal being aggrieved by the impugned order dated 26.03.2002, passed by learned Motor Accident Claims Tribunal, Jind (hereinafter referred to as 'Tribunal') whereby an amount of Rs.39,000/- was awarded to appellant for injuries suffered by him.

2. Injured claimant/appellant had asserted to have suffered multiple injuries. As per injured/claimant he was admitted to Civil Hospital Narwana where he was medico legally examined and later on was referred to Medical College, Rohtak. He asserted that he feels pain and cannot walk properly even now. He also claimed to have lost one year of his studies, spent Rs.1,00,000/- on his treatment and had remained in the hospital for about 2 ½ months. He claimed that his mother died in the accident and his father died subsequently. In support of his claim, he had duly examined



Dr. R.K. Singla as PW4, who proved MLR as Ex.PB and also placed on record medical bills as Ex.P-1 to Ex.P-35.

3. Admittedly, no documentary evidence has been placed on record by claimant/appellant showing that he remained admitted for 2 ½ months in the hospital. MLR Ex.PB had shown eight injuries on the body of claimant, however, nature of injuries that whether they were grievous or simple in nature has not been proved by claimant/appellant. No disability certificate was produced on record. Accordingly, following compensation was awarded by the learned Tribunal :-

1	Physical pain and agony	Rs.10,000/-
2	Expenses on medicines as per Ex.P1 to P-35	Rs.4,000/-
3	Loss of studies for one year	Rs.25,000/-
	Total	Rs.39,000/-

4. Since no evidence with regard to medical expenses apart from Ex.P-1 to Ex.P-35 has been proved on record, the amount of Rs.4,000/- awarded by learned Tribunal warrants no interference as same is based upon Ex.P-1 to Ex.P-35. Similarly, claimant/appellant has been sufficiently compensated for loss of studies for one year by grant of Rs.25,000/- on this account. However, I find that compensation for pain and sufferings to be on the lower side. Claimant/appellant had suffered eight injuries and, therefore, keeping in view multiple injuries, learned Tribunal ought to have awarded higher compensation for pain and sufferings. Accordingly, claimant/appellant is held entitled to Rs.25,000/- instead of Rs.10,000/- for pain and sufferings. Petitioner shall be entitled to interest @7.5% per annum from date of filing claim petition till realization over enhanced amount of



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Rs.15,000/-.

5. With above modification, appeal is partly allowed and is disposed of.

07.11.2025
chiranjeev

(PARMOD GOYAL)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No