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

FAO-5134-2022 (O&M)
Date of decision: 15.12.2025

Balvir Kaur and another

...Appellants

Versus

Jaswant Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Chetan Kapoor, Advocate for
Mr. Barjinder Singh, Advocate for the appellants.

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

VIKAS BAHL, J. (ORAL)

CM-17038-CII-2022

1. Present application has been filed under Section 5 of the Limitation Act for condonation of delay of 74 days in filing the present appeal.
2. Learned counsel for the applicants-appellants has submitted that for the period of 74 days, the appellants would not claim any interest and has prayed that the said delay be condoned.
3. 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 74 days in filing the present appeal is hereby condoned.
4. As stated before this Court, the appellants would not claim interest for the said period of 74 days.

Main case



1. Parents of the deceased-Gursharandeep Singh have filed the present appeal for enhancement of compensation. The Tribunal had awarded an amount of Rs.15,42,000/- vide impugned award along with interest to the appellants on account of death of the said Gursharandeep Singh who had died in a motor vehicular accident which had occurred on 16.08.2019. Only issue which requires adjudication in the present appeal is as to whether the present appellants are entitled to any additional compensation or not.

2. During the course of arguments, learned counsel for the appellants as well as learned counsel for the Insurance Company, are ad idem that in the present case, the present appellants are entitled to additional amount of compensation of Rs.96,000/- (Rs.48,000/- x 2) on account of consortium which has not been awarded by the Tribunal. It is thus, prayed that the present appeal be modified to the said extent.

3. Keeping in view the abovesaid facts and circumstances and fair stand taken on behalf of learned counsel for the appellants as well as learned counsel for respondent No.3-Insurance Company, the present appeal is partly allowed and award dated 20.04.2022 is modified and respondent No.3 is directed to pay an additional amount of compensation of Rs.96,000/- within a period of six weeks from today to the present appellants as a full and final settlement.

4. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

15.12.2025

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No