



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

FAO-5455-2024 (O&M)

Reserved on:- 04.12.2025

Pronounced on:- 18.12.2025

Uploaded on: 19.12.2025

THE NEW INDIA ASSURANCE CO. LTD.

.....Appellant

vs.

AJIT KUMAR AND OTHERS

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present: Mr. R.C. Kapoor, Advocate
for the appellant.

Mr. Kartik Gupta, Advocate
for respondents.

SUDEEPTI SHARMA J.

1. The present appeal has been preferred against the award dated 05.09.2025 passed by the learned Motor Accident Claims Tribunal, Hoshiarpur (for short, 'the Tribunal') in the claim petition filed under Section 166 of the Motor Vehicles Act, 1988, wherein, the appellant insurance company was held liable to pay the compensation to the claimants/respondents to the tune of Rs.17,77,155/- along with interest @ 6% per annum, on the ground of quantum of compensation to be on higher side.

2. As sole issue for determination in the present appeal is confined to quantum of compensation awarded by the learned Tribunal, a detailed



narration of the facts of the case is not required to be reproduced here for the sake of brevity.

SUBMISSIONS OF LEARNED COUNSEL FOR THE PARTIES

3. Learned counsel for the appellant-Insurance Company contends that learned Tribunal has assessed the compensation on the higher side and deserves to be reduced.

4. He further contends that the learned Tribunal has assessed the income of the claimant on the higher side as he was serving in prison and was on parole at the time of accident. Therefore, he prays that the present appeal be allowed and amount of compensation be reduced as per the latest law.

5. Per contra, learned counsel for respondent-claimant contends that the compensation granted to the claimant is on the lower side and deserves to be enhanced. He further points out that the respondent-claimant has already filed a separate appeal, being FAO-2064-2025, titled as “Ajit Kumar Vs. Chamkaur Singh and others”, challenging the quantum of compensation awarded by learned Tribunal and seeks its enhancement, therefore, he prays that present appeal be allowed and amount of compensation be enhanced as per latest law.

6. I have heard learned counsel for the parties and perused the whole record of this case with their able assistance.

7. At the very outset, it is pertinent to note that **FAO-2064-2025, titled as “Ajit Kumar Vs. Chamkaur Singh and others”** filed by the claimant has already been allowed by this Court vide order of even date detailing therein regarding every aspect of the arguments raised in the present appeal.

8. In view thereof, the adjudication of the present appeal no longer survives.



- 9. In view of the above, the present appeal is dismissed.
- 10. Pending application (s), if any, also stand disposed of.

18.12.2025

(SUDEEPTI SHARMA)
JUDGE

Ayub

Whether speaking/non-speaking : Yes/No
Whether reportable : Yes