CGHC010101072023 2026:CGHC:45338

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HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 501 of 2023

1 - Lupteshwar Sahu S/o Late Shri Jagatram Sahu Aged About 58 Years R/o Village Gufni, Mainroad, Tahsil Bastar, District Bastar Chhattisgarh.

2 - Smt. Neem Kumari Sahu W/o Lupteshwar Sahu Aged About 44 Years R/o Village Gufni, Mainroad, Tahsil Bastar, District Bastar Chhattisgarh.

... Appellants

versus

1 - Anuroop Kumar Sahu S/o Khumansingh Sahu Aged About 46 Years R/o Village Vrindavan Colony Near Highway Channel Jagdalpur District Bastar Chhattisgarh.

2 - The Oriental Insurance Company Limited, Through Branch Manager, Branch Office Hotel Lakshman Avenue, Jagdalpur District Bastar Chhattisgarh.

... Respondents

For Appellants	:	Mr. Shikhar Shukla, Advocate.
For Respondent No.1	:	None
For Respondent No.2	:	Mr. Ratan Pusty and Mr. Aakash Shrivastava, Advocates.

Hon'ble Shri Justice Sanjay Kumar Jaiswal, J.
Order on Board

(27.10.2026)

1. This is the claimants' appeal for enhancement against the award dated 17.10.2022 passed by the 1st Additional Motor Accident Claims Tribunal, Jagdalpur, District Bastar (C.G.) in Claim Case No.220/2021 whereby a compensation amount of Rs.15,00,448/- has been awarded on account of the death of Praveen Kumar Sahu, who succumbed to the injuries sustained in a motor vehicle accident that occurred on 09.06.2021.

2. Learned counsel appearing for the appellants submits that the compensation awarded by the Tribunal is inadequate and, therefore, prays that the same may be suitably enhanced.

3. On the other hand, learned counsel appearing for respondent No.2/Insurance Company submits that the learned Tribunal after appreciating oral and documentary evidence, has rightly passed the impugned award, which does not call for any interference by this Court.

4. I have heard learned counsel for the appellants and respondent No.2 & perused the award impugned including the record.

5. In the case in hand, the appellants/claimants pleaded before the learned Tribunal that the deceased was Govt. employee working in the C.G. State Power Distribution Company Ltd, Jagdalpur and was drawing salary of Rs.9,660/-, which is evident from salary slip (Ex.A-10) and Smt. Neem Kumari Sahu (AW-1) has also duly

proved the salary slip. The learned Tribunal, considering the evidence of Smt. Neem Kumari Sahu (AW-1) and the salary slip (Ex.A-10) has rightly assessed the monthly income of the deceased at Rs.9,660/-. Therefore, this Court finds no fault in the approach of the learned Tribunal in assessing the monthly income of the deceased.

6. The learned Tribunal, considering the nature of job of deceased at the time of accident, the fact that he was unmarried aged 26 years, and number of dependents (02), has rightly taken future prospect of 40%, deducted 1/2 towards personal and living expenses & applied multiplier of 17 respectively, along with Rs.16,500/- towards loss of estate, Rs.16,500/- towards funeral expenses and Rs.88,000/- (44,000x2) towards filial consortium, which, in the facts and circumstances of the case, is just and proper and needs no enhancement.

7. Having carefully perused the material on record, this Court is of the considered view that the Tribunal has judiciously appreciated the evidence and has rightly awarded the compensation to the appellant/claimants. The quantum of compensation awarded is fair and proper. There is no legal or factual infirmity in the impugned award warranting for interference by this Court.

8. Accordingly, the appeal of the appellants is hereby **dismissed**. No order as to cost.

Sd/-

(Sanjay Kumar Jaiswal)
Judge

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