CGHC010156982025 2026:CGHC:45777

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 971 of 2025

1 - Sukhlal @ Suklal Sahu S/o Raru Ram Sahu Aged About 63 Years Occupation Farmer And Lobourer,

2 - Smt. Savitri Bai W/o Sukhlal @ Suklal Sahu Aged About 53 Years Occupation Housewife

Both are R/o Village Mohgaon P.S. Nagrda Tahsil Sakti District- Janjgir - Champa (C.G.) Presently R/o Mitthumuda Raigarh Tahsil And District - Raigarh (C.G.) (Claimants)

... Appellants

versus

1 - Sunil Kumar Sahu S/o Harishankar Sahu, Aged About 30 Years, Occupation Vehicle Driver, R/o Village Mohgaon P.S. Nagrda Tahsil Sakti District - Janjgir - Champa (C.G.) (Driver)

2 - Mahesh Ram Patel S/o Heeralal Patel, Occupation Owner Of Vehicle, R/o House No. A.B. - 1769/70 Krishna Vihar Korba Tahsil Katghora District - Korba (C.G.) (Owner)

3 - Smt. Janki Sahu Wd/o Late Ramesh Kumar Sahu Aged About 25 Years R/o Village Mohgaon P.S. Nagrda Tahsil And District - Sakti Presently R/o Village And Post Sendripali P.S. Rampur Tahsil Kartalal District - Korba (C.G.) (Claimant No. 3)

... Respondent(s)

For Appellants : Shri Mirza Kaisher Beg, Advocate.

NARESH KUMAR KAMDE Digitally signed by NARESH KUMAR KAMDE Date: 2026.10.30 10:44:17 +0530

Hon'ble Shri Justice Sanjay Kumar Jaiswal, J.

Order on Board

29/10/2026

1. Heard on admission.

2. This is the claimants' appeal for enhancement against the award dated 24/01/2025 passed by the learned Second Additional Motor Accident Claims Tribunal, Raigarh (C.G.) in Motor Accident Claim Case No. 107/2022, whereby a compensation amount of Rs.20,30,920/- has been awarded in favour of the claimants.

3. Learned counsel for the appellants submits that the deceased, Ramesh Kumar Sahu (aged about 28 years) was engaged as mobile repairer and earning Rs.20,000/- per month. However, the Tribunal has assessed the monthly income of the deceased at Rs.9,800/-. He, therefore, submits that the compensation awarded by the Tribunal deserves to be suitably enhanced. The amount awarded by the learned Claims Tribunal is on lower side which needs to be enhanced suitably.

4. I have heard learned counsel appearing for the appellants and perused the award impugned.

5. Learned counsel for the appellants has not produced any document to prove the income of deceased as Rs.20,000/- per month and in absence of such supporting evidence, the Tribunal has assessed the monthly income of the deceased at Rs.9,800/-, as on the date of the accident, i.e.10.05.2022, this Court finds the said assessment to be just and reasonable, in the facts and circumstances of the case. Accordingly, this Court finds no infirmity or illegality in the

assessment of the monthly income of the deceased made by the Tribunal warranting interference by this Court.

6. On a careful consideration of the impugned judgment, this Court finds that the Tribunal has properly appreciated the evidence and awarded just and reasonable compensation in favour of the claimants. There is no infirmity in the impugned award warranting interference by this Court.

7. Accordingly, the appeal of the appellants is hereby **dismissed** at the admission stage.

Sd/-
Sanjay Kumar Jaiswal
Judge

Kamde