BHOLA NATH KHATAI
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CGHC010267532023 2026:CGHC:45286

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 1523 of 2023

Ku. Roshani Diwakar D/o Jawahar Lal Diwakar Aged About 19 Years R/o Village Sonbarsa, Thana- Baloda, Tahsil- Baloda, District- Janjgir-Champa, Chhattisgarh.....(Claimant)

... Appellant(s)

versus

1 - Anil Kumar S/o Rajkumar Kenwat Aged About 29 Years R/o Village Pausara Bazarpara, Ward No. 17 Thana Koni, Tahsil And District- Bilaspur, Chhattisgarh.....(Driver Of The Offending Vehicle Trailer No. C.G.10/R/0701).....(Driver)

2 - Jasvinder Singh S/o Mahendra Singh Chabda Aged About 38 Years R/o House No.3, Ward No. 31, Rishi Colony Lingiyadih Bilaspur, Thana- Sarkanda Bilaspur Tahsil And District- Sarkanda Bilaspur, Chhattisgarh.....(Registered Owner Of The Offending Vehicle Trailer No. C.G.10/R/0701)..... (Owner)

3 - Branch Manager, The New India Insurance Company Limited, Branch Office, Rama Trade Center, 2nd Floor Old Bus Stand, In Front Of Rajeev Plaza, Thana- Civil Line, And District- Bilaspur, Chhattisgarh.....(Insurer Of The Offending Vehicle Trailer No. C.G.10/R/0701).....(Insurer)

... Respondent(s)

For Appellant	**:**	Ms. Shaleeni Jangde, Advocate

For Respondent No.3 **:** Mr. Pankaj Agrawal, Advocate

Hon'ble Shri Justice Sanjay Kumar Jaiswal

Order On Board

27/10/2026

1. With the consent of learned counsel appearing for the appellant and the Insurance Company, the matter was heard finally.

2. This appeal under Section 173 of the Motor Vehicles Act, 1988 has been preferred by the injured appellant Ku. Roshani Diwakar assailing the award dated 01.04.2023 passed by the 1st Additional Motor Accident Claims Tribunal, Bilaspur (CG) in Claim Case No.79/2020, whereby compensation of ₹89,762/- has been awarded to the appellant for the injuries sustained by her in a motor vehicle accident that occurred on 15.11.2019.

3. Learned Tribunal, upon appreciation of the oral and documentary evidence available on record, awarded a sum of ₹64,762/- towards medical expenses and ₹25,000/- towards transportation, attendant charges, nutritious food, and physical and mental suffering, thereby awarding total compensation of ₹89,762/- to the injured claimant, Ku. Roshani Diwakar.

4. Learned counsel for the appellant submits that the

compensation awarded by the Tribunal towards transportation, attendant charges, nutritious food, and physical and mental suffering is inadequate and deserves to be suitably enhanced. Accordingly, it is prayed that the impugned award be modified by enhancing the compensation under the aforesaid heads.

5. Per contra, learned counsel appearing for respondent No. 3/Insurance Company supports the impugned award and submits that the compensation awarded by the Tribunal is just, fair, and reasonable and does not warrant any interference by this Court.

6. Heard learned counsel for the parties and perused the record.

7. Upon perusal of the record, it is evident that the appellant has not suffered any permanent disability on account of the accident. Learned Tribunal has found that the appellant sustained only simple injuries to her hand and arm. Accordingly, the Tribunal awarded ₹64,762/- towards medical expenses and a lump sum of ₹25,000/- under other heads.

8. Having regard to the nature of the injuries sustained by the appellant and the evidence available on record, this Court finds that the compensation awarded by the Tribunal under the aforesaid heads is just and reasonable. No ground is

made out for further enhancement of the compensation.

9. Consequently, the appeal, being devoid of merit, is **dismissed**.

Sd/-
(Sanjay Kumar Jaiswal)
JUDGE

Khatai