CGHC010386712026 2026:CGHC:43382

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HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 2268 of 2026

1 - Bhagirathi Kenwat S/o Late Puran Singh, Aged About 44 Years, R/o - Gayatri Nagar, Rajgamar, Police Outpost Rajgamar, Police Station Balco Nagar, Tehsil And District Korba C.G.

... Appellant

versus

1 - Parmeshwar Sarthi S/o Samaru Ram Sarthi, Aged About 20 Years, R/o Futahamuda, Police Station Balco Nagar, Tehsil And District Korba C.G. (Driver Of Offending Vehicle Sentro Car No. C G 12 D 6449).

2 - Mohan Lal Agarwal S/o Nandkishore Agarwal, Aged About 56 Years, R/o Plot No. 239, Kosabadi, Police Station Civil Line, Rampur, Korba, Tahsil And District Korba C.G. (Owner Of Offending Vehicle Sentro Car No. C G 12 D 6449).

3 - Vikas Sachdeva, S/o Balram Sachdeva, Aged About 34 Years, R/o - Rahangi Road, Near Sindhi Gurudwara, Korba, Tahsil And District Korba C.G.

... Respondent(s)

For Appellant	:	Mr. S.B. Pandey, Advocate
For Respondents	:	------

Hon'ble Shri Justice Sanjay Kumar Jaiswal

Order on Board

(07.10.2026)

1. Heard on admission.

2. This appeal under Section 173 of the Motor Vehicles Act, 1988 has been preferred by the appellant/claimant challenging the award dated 15.07.2026 passed by learned Motor Accident Claims Tribunal, District Korba (CG) in Motor Accident Claim Case No.25/2025, whereby the Tribunal has awarded a total compensation of Rs. 36,120/- on account of the injuries sustained

by the Appellant in a motor vehicle accident that occurred on 03.08.2024.

3. The learned Tribunal, after considering the evidence and documents brought on record, held that the appellant had sustained simple injuries to his right leg and right hand in the accident. However, no permanent disability or grievous injury was found to have been suffered by the appellant. Accordingly, the learned Tribunal awarded compensation under the following heads:

S.No.	**Compensation awarded by the Tribunal**	**Amount**
1.	Medical expenses	Rs.10,000/-
2.	Physical and mental pain, special diet and nutrition, and transportation expenses	Rs.10,000/- (lump sum)
3.	Loss of income for two months	Rs.16,120/-
	Total	**Rs.36,120/-**

4. Learned counsel appearing for the appellant submits that the appellant was working as a motorcycle mechanic in his own garage and was earning Rs.50,000/- per month. However, the Tribunal has erred in not accepting the said claim and, while assessing the income of the appellant, has assessed the same at Rs.16,120/- for two months by treating him as an unskilled labourer. He further submits that the appellant had produced medical bills (Ex.A/19 to A/43) amounting to Rs.37,557/-, but the Tribunal has erroneously awarded only Rs.10,000/- towards the said medical expenses. He, therefore, submits that the compensation awarded by the Tribunal deserves to be suitably enhanced.

5. Heard learned counsel for the appellant and perused the record with due care and circumspection.

6. In the case at hand, it is evident from the material available on record that the appellant/injured had sustained simple injuries in the accident and had undergone treatment at Government Hospital, Korba, under the Ayushman Bharat Scheme through his Ayushman Card. There is no receipt, bill, or other cogent evidence

on record to establish that the appellant/injured had incurred any substantial expenditure towards his treatment. Further, considering the nature of the injuries sustained by him, which were simple in nature, this Court is of the considered view that the compensation awarded by the learned Tribunal is just, fair, and reasonable and does not warrant any interference.

7. Consequently, finding no merit in the present appeal, the same is hereby **dismissed** at the admission stage.

8. No order as to costs.

Sd/-
(Sanjay Kumar Jaiswal)
Judge

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