IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(249)

1. FAO-1718-2019 (O&M)

United India Insurance Co. Ltd. through its Assistant Manager

....Appellant

Versus

Satpal and others

.....Respondents

2. FAO-1719-2019 (O&M)

United India Insurance Co. Ltd. through its Assistant Manager

....Appellant

Versus

Paramjit Kaur and others

.....Respondents

Date of decision: - 06.05.2026

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Gopal Mittal, Advocate
for the appellant.

Mr. Satnam Singh, Advocate
for Mr. Hem Raj Bhardwaj, Advocate
for respondents No.1 and 2.

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VIKAS BAHL, J. (ORAL)

CM-5230-CII-2019

This is an application filed under Section 5 of the Limitation Act for condonation of delay of 21 days in filing the present appeal.

For the reasons stated in the application, the same is allowed and the delay of 21 days in filing the present appeal is condoned.

FAO-1718-2019

1. This order would dispose of above-said two appeals, which have been filed by the appellant-insurance company in which challenge has been made to the award passed by the Tribunal awarding compensation to respondents/claimants. Two claim petitions with respect to death due to the same accident were decided by the Tribunal by the same award dated 05.10.2018. The relevant portion of the award passed which is subject matter of challenge in FAO-1718-2019 is reproduced herein below: -

> *"27. Resultant upon the aforesaid discussion and findings on the above issues, this claim petition is partly accepted with costs and award of Rs.12,44,000/- is passed in favour of the claimants with 7.5% p.a. interest on the same from the date of filing of the petition till recovery thereof. It is made clear that if the amount of compensation is not paid within 45 days by the respondent No.3 insurance company to the claimants from the date of receipt of copy of this award, in that case the claimants shall be entitled to an interest of 10% per annum from the date of filing of petition till realization of the amount instead of 7.5%. Memo of costs be prepared. File is ordered to be consigned to the record room.*
>
> *Pronounced.*
> *Dated: 5.10.2018"*

2. Learned counsel for the appellant has submitted that the present appeals be disposed of with the slight modification that instead of the respondents/claimants being entitled to interest @ 10% per annum,

the interest be kept as 7.5% per annum only.

3. Learned counsel appearing for the respondents/claimants has submitted that they have no objection in case both the appeals are disposed of with the said modification but the appellant-insurance company be directed to pay the amount along with interest @ 7.5% p.a. from the date of filing of the claim petition till realization of the amount in a time bound manner.

4. During the course of hearing, a very fair stand has been taken on behalf of the appellant-insurance company as well as on behalf of the respondents/claimants and in view of the consensus arrived, the present appeals are disposed of by upholding the impugned award only with the slight modification that the claimants would not be entitled to interest @10% per annum and would only be entitled to interest @7.5% per annum. Accordingly, the appellant-insurance company, as agreed, would pay the amount awarded to the claimants/appellants along with interest at the rate of 7.5% per annum from the date of filing of the claim petition till realization of the amount within a period of six weeks from today.

(VIKAS BAHL)
JUDGE

May 06, 2026
naresh.k

Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No