



FAO-2352-2022

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Sr. No.155-1

FAO-2352-2022

Date of Decision: 21.01.2026

RAM PAL**....Appellant****Versus****BALJIT SINGH AND OTHERS****.....Respondents****CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI**

Present:- Mr. Parminder Singh, Advocate
for the appellant.

ARCHANA PURI, J. (Oral)

The present appeal has been filed by the appellant-claimant, for seeking enhancement of compensation awarded by learned Motor Accident Claims Tribunal, on account of death of Prem Nath, in a motor vehicular accident.

From the impugned award, it is evident that the deceased was 62 years old and was allegedly working as a skilled driver and his earnings were stated to be Rs.30,000/- per month. Admittedly, it is submitted by the counsel that apart from the driving licence and passport, there is no other material coming on record, with regard to Prem Nath-deceased, working as skilled worker. Even if, it is taken that he was working as driver, then also, in view of paucity of evidence, with regard to extent of earnings, learned Tribunal had considered the income of deceased as Rs.15,000/- per month,



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which was above, than that of a highly skilled worker and as such, the extent of income, so taken, is appropriate.

Keeping in view the age of the deceased, no further addition on the count of future prospects is to be made. The deduction made on the count of 'personal expenses' is also appropriate. Considering the age of the deceased, the application of multiplier of '7' is also appropriate.

However, counsel for the appellant-claimant, now submits that there is scope for enhancement under the conventional heads, as no amount, on the count of 'loss of consortium' has been awarded.

Though, under the count of loss of consortium, the amount prevalent at present is Rs.48,400/-, but however, it ought to be taken into consideration that learned Tribunal had awarded the amount of Rs.1,00,000/-, on the count of loss of love and affection, which is comprehended in the loss of consortium and no separate amount is required to be given, on the count of 'loss of love and affection'. Considering the same, and adjusting this amount towards loss of consortium, to both the appellants, there is practically not much change. Rather it calls for some deduction, which is also very nominal.

In the given circumstances, this Court deems it appropriate not to further disturb the compensation earlier granted. Hence, there is no scope for further enhancement and as such, the appeal is hereby dismissed.

(ARCHANA PURI)
JUDGE

21.01.2026

Preeti S.

Whether speaking/reasoned : Yes
Whether reportable : Yes/No