

123 RA-CR-53-2026 in FAO No. 2913-2019

**GURPREET KAUR AND ORS.
VS
AVATAR SINGH AND ORS.**

Present: Mr. Deepak Gupta, Advocate
for the applicants-appellants.

1. The present review application has been filed under Order 41 Rule 1 CPC read with Section 151 of the Code of Civil Procedure, 1908, for review of judgment passed by this Court on 16.03.2026 in FAO-2913-2019.

2. Learned counsel for the applicant contends that this Court while calculating the compensation, inadvertently deducted 1/2 towards personal expenses of the deceased instead of 1/3, as per settled law. He, therefore prays that the present application be allowed.

3. I have heard the learned counsel for the applicant and perused the record.

4. A perusal of the file shows that due to typographical error/arithmetical mistake, 1/2 was deducted towards personal expenses of the deceased instead of 1/3, as per settled law.

5. Hence, the present application is allowed.

6. The amount of compensation be read as under:-

<i>Sr. No.</i>	<i>Heads</i>	<i>Compensation awarded</i>
<i>1</i>	<i>Income</i>	<i>Rs.3000/-</i>
<i>2</i>	<i>Future Prospects @ 40%</i>	<i>Rs.1200/- (40% of 3000)</i>
<i>3</i>	<i>Deduction towards personal expenditure 1/3</i>	<i>Rs.1400/- (4200 X 1/3)</i>
<i>4.</i>	<i>Total Income</i>	<i>Rs.2800/- (4200-1400)</i>
<i>5</i>	<i>Multiplier</i>	<i>18</i>
<i>6.</i>	<i>Annual Dependency</i>	<i>Rs.6,04,800/- (2800X12X18)</i>
<i>7</i>	<i>Loss of Estate</i>	<i>Rs.15,000/-</i>
<i>8</i>	<i>Funeral Expenses</i>	<i>Rs.15,000/-</i>
<i>9</i>	<i>Loss of Consortium</i> <i>Filial :Rs.40000 X 1</i> <i>Spousal :Rs.40000 X 1</i> <i>Parental :Rs.40000 X 2</i>	<i>Rs.1,60,000/-</i>
<i>10</i>	<i>Total Compensation</i>	<i>Rs.7,94,800/-</i>
<i>11</i>	<i>Deduction</i> <i>Amount awarded by the Tribunal on account of 50 % contributory negligence of the deceased</i>	<i>Rs.2,28,250/-</i>
	<i>Enhanced compensation (bereft of contributory negligence)</i>	<i>Rs.5,66,550/- (794800-228250)</i>

7. This order be read as part of judgment dated 16.03.2026.
8. Registry to do the needful.
9. Disposed of accordingly.

April 28, 2026

Gaurav Arora

(SUDEEPTI SHARMA)

JUDGE