



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

116

FAO-6632-2014 (O&M)
Date of decision : 12.02.2026

Shri Ram General Insurance Co. Ltd.

..... Appellant

versus

Komal and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Rajbir Singh, Advocate
for the appellant.

Mr. Vinay Pandey, Advocate
for respondents No.1 to 3 (through V.C.).

None for respondents No.4 and 5.

PANKAJ JAIN, J. (Oral)

1. The insurance company is in appeal aggrieved of an ex-parte award passed by MACT, Chandigarh.

2. Counsel for the appellant-insurance company though has not been able to show any infirmity with respect to service on the appellant, but submits that the compensation needs to be re-worked vis-a-vis future prospects and the conventional heads in view of ratio of law laid down by Supreme Court in the case of '*National Insurance Company Limited vs. Pranay Sethi and others*', (2017) 16 SCC 680

3. Taking into consideration ratio of law laid down in '*National Insurance Company Limited vs. Pranay Sethi and others*', (2017) 16 SCC 680 and '*Smt. Sarla Verma & others vs. Delhi Transport Corporation & another*' (2009) 6 SCC 121 and *Magma*



General Insurance Company Ltd., Vs. Nanu Ram @ Chuhru Ram & ors., Civil Appeal No.9581 of 2018 arising out of SLP (Civil) No.3192 of 2018 decided on 18.09.2018, the compensation is re-worked as under:-

“Monthly income of Rs.12,000/- has been rightly assessed by the Tribunal. 40% future prospects need to be added. Deduction of 1/3 has been rightly applied. Rs.18,000/- for funeral expenses and Rs.18,000/- for loss of estate is awarded. Each of the claimants shall be entitled for Rs.48,000/- on account of loss of consortium.”

4. With the aforesaid modification, the appeal is disposed off. Amount already paid shall be set off. 20% of the compensation awarded by the Tribunal was ordered to be stayed by this Court vide order dated 30.09.2014. The same is ordered to be released to the claimants alongwith interest if any accrued thereon.
5. Ordered accordingly.
6. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

12.02.2026

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No