



FAO-4269-2018 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

FAO-4269-2018 (O&M)

NEW INDIA ASSURANCE CO. LTD.

.....Appellant

vs.

VEERO DEVI & ORS.

.....Respondents

Date of Reserve: 20.03.2026

Date of Pronouncement: 25.03.2026

Uploaded on:- 06.04.2026

Whether only the operative part of the judgment is pronounced? *No*
Whether full judgment is pronounced? *Yes*

CORAM: HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present: Mr. Aseem Aggarwal, Advocate
for the appellants.Mr. Sandeep Goyal, Advocate
for respondent No. 1 to 5.

SUDEEPTI SHARMA J.

1. The present appeal has been preferred against the award dated 22.01.2018 passed by the learned Motor Accident Claims Tribunal, Kaithal in the claim petition filed under Section 166 of the Motor Vehicles Act, 1988 (for short, 'the Tribunal'), wherein the appellant-Insurance Company was held liable to pay compensation to the claimants/appellants to the tune of Rs.39,07,825/- along with interest @ 7% per annum, on account of death of Suresh Kumar in a Motor Vehicular Accident, occurred on 17.02.2017 on the ground that the compensation awarded is on the higher side.

2. As sole issue for determination in the present appeal is confined to quantum of compensation awarded by the learned Tribunal, a detailed



narration of the facts of the case is not required to be reproduced here for the sake of brevity.

SUBMISSIONS OF LEARNED COUNSEL FOR THE PARTIES

3. Learned counsel for the appellant-Insurance Company vehemently argues that the amount awarded to the claimants is on the higher side. He further contends that the learned Tribunal has erred in law in assessing the income of the deceased by placing reliance upon his last drawn salary and by ignoring the fact that he was on the verge of retirement. Further his widow will be entitled to the pensionary benefits, therefore, he is not entitled to the loss of income as calculated by the learned Tribunal.

4 Per contra, learned counsel for the claimants-respondent Nos. 1 to 5 contends that the amount assessed by the learned Tribunal is on the lower side and deserves to be enhanced.

5. He further submits that respondent No. 1 to 5 has filed separate appeal i.e ***FAO No. 4172-2018 titled as Veero Devi and others vs. Ajay and others***, seeking enhancement of compensation awarded to the claimants by the learned Tribunal. Therefore, he prays for dismissal of the appeal and compensation be enhanced as per latest law.

6. I have heard learned counsel for the parties and perused the whole record of this case.

7. At the very outset, it is pertinent to note that ***FAO No. 4172-2018 titled as Veero Devi and others vs. Ajay and others*** ” filed by the claimants has already been allowed by this Court vide order of even date detailing therein regarding every aspect of the arguments raised in the present appeal.

8. In view thereof, the adjudication of the present appeal no longer survives.



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9. In view of the above, the present appeal is dismissed.
10. Pending application (s), if any, also stand disposed of.

25.03.2026

Gaurav Arora

(SUDEEPTI SHARMA)

JUDGE

Whether speaking/non-speaking : Yes/No
Whether reportable : Yes