

2026.PHHC.006380



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

185

FAO-5222-2025 (O&M)
Date of decision :12.01.2026

KATHA RAM

... APPELLANT

VERSUS

TIRLOK CHAND @ TIRLOK SINGH AND ORS. ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Ms. Preeti, Advocate and
Ms. Rajni, Advocate for
Mr. Lupil Gupta, Advocate
for the appellant.

PARMOD GOYAL, J.

1. The appellant/claimant being aggrieved by award dated 29.05.2025, passed by learned Motor Accident Claims Tribunal, Sirsa (hereafter referred to as ‘Tribunal’) whereby an amount of Rs.35,000/- was awarded as compensation on account of injuries sustained by appellant/claimant in the accident dated 02.03.2019 on account of rash and negligent driving of respondent No.1 while driving motorcycle bearing registration No.HR-24AA-7101, has preferred present appeal.
2. The breakup of compensation as awarded by the learned Tribunal is as under:

Head of compensation	Amount
Pain and sufferings	Rs.10,000/-
Attendant charges	Rs.5,000/-

Diet charges	Rs.10,000/-
Transportation	Rs.10,000/-
Total	Rs.35,000/-

3. The facts of the present case are not in dispute and, therefore, are not being reiterated herein for the sake of brevity.

4. Learned counsel for the appellant/claimant has contended that appellant/claimant suffered grievous head injuries and incurred medical expenses amounting to ₹1,50,186. It is further asserted that the appellant remained admitted in the hospital from 02.03.2019 to 11.03.2019 and was operated by Dr. Abhishek Singh. It is argued that no amount has been awarded towards medical expenses and that insufficient amount has been granted under the heads of pain and sufferings, attendant charges, special diet and transportation charges. On this basis, enhancement of compensation has been sought.

5. However, the learned Tribunal has rightly observed that, in order to substantiate these assertions, the appellant has failed to place on record any treatment record, medical bills or receipts. Even the OPD treatment record, if any, was not produced. No admission card or details of the treatment allegedly undergone were brought on record by way of documentary evidence, despite the same being available with the appellant/claimant. Mere oral assertions, in the absence of corroborative documentary evidence such as treatment records, hospital admission documents, or medical bills and receipts, are insufficient and will be fatal to the case of the appellant-claimant.

6. In the absence of any material on record, no further enhancement over and above the compensation already awarded by the Tribunal can be granted. The onus lies upon the claimant-appellant to prove the nature of injuries suffered and the expenses incurred by him. In the absence of any evidence enhancement is

not justified. Appeal is devoid of any merit and is accordingly dismissed.

7. Pending miscellaneous application(s), if any, also stand(s) disposed of accordingly.

12.01.2026
manoj

(PARMOD GOYAL)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No