



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

**FAO No.5458 of 2018 (O&M)
Date of decision : 11.02.2026**

BABY

...Appellant

Versus

RAM KUMAR AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. Ishan Bhardwaj, Advocate
for the appellant.

Mr. Amrinder Sidhu, Advocate
for respondent No.3

PANKAJ JAIN, J. (ORAL)

CM-25261-CII-2025

This is an application filed under Section 151 CPC seeking preponement of the date of hearing.

With the consent of the parties, the main appeal is taken on Board for hearing today itself.

Application is disposed off.

FAO No.5458 of 2018

Claimant is in appeal seeking enhancement of compensation on account of death of Naresh in a motor-vehicular accident, dated 26.09.2014 who lost his life at the age of 24 years.

2. Counsel for the appellant would contend that even though the claimant could not prove the income of the deceased, yet the Tribunal ought to have assessed the same in term of minimum wages notified by the State on the relevant date. Tribunal erred in taking the income of the deceased as merely Rs.4,000/- per month, which is even less to the minimum wages notified for the relevant period i.e., Rs.5,639.50/- per month.

3. Counsel for the respondent does not dispute that on the relevant date, the notified minimum wages by the State under the statute were Rs.5,639.50/- per month. Accordingly, the impugned award is modified to the extent that the wages drawn by the deceased are taken to be Rs.5,700/- per month. 40% of the future prospects, need to be added. Deduction of 1/2 needs to be applied. Multiplier of 18 has been aptly applied by the Tribunal. Claimant is further awarded an amount of Rs.18,000/- under the head of transportation. Rest of the award is maintained.

4. With the aforesaid modification in the impugned award, the instant appeal is disposed off.

5. Pending application, if any, shall also stands disposed off.

February 11, 2026

Dpr

**(Pankaj Jain)
Judge**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No