



2026:CGHC:9213



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCC No. 185 of 2026

- Branch Manager The New India Insurance Company Limited, R/o Rama Trade Centre , 2nd Floor, Rajeev Plaza, Bilaspur, District Bilaspur Chhattisgarh (Insurer Of Offending Vehicle Registration Number Truck Cg-09/jc- 0819)

... Applicant

versus

1. Smt. Ashna Yadav W/o Late Dhaneshwar Yadav Aged About 22 Years R/o Village Kosamtara, Police Station Fasterpur, District Mungeli Chhattisgarh (Claimant)
2. Bhupendra Yadav S/o Late Shri Dhaneshwar Yadav Aged 1 Month, Minor Through The Natural Guardian Apellant No.1 Smt. Ashna Yadav, W/o Late Dhaneshwar Yadav, R/o Village Kosamtara, Police Station Fasterpur, District Mungeli Chhattisgarh (Claimant)
3. Rajaram Chandravanshi S/o Keshav Ram Chandravanshi Aged About 30 Years R/o Village Ralhepur Khurd, Police Station Bodla, Tahsil And District Kabirdham Chhattisgarh (Driver Of The Offending Vehicle)
4. Mukesh Rathore S/o Late Yuvraj Rathore Aged About 30 Years R/o Ward No.5, Kanari Post Kharsara, Police Station Ungali, District Sivni, At Present R/o Through Rajaram Chandravanshi, Village- Salhepur Khurd, Police Station Bodla, Tahsil And District Kabirdham Chhattisgarh (Owner Of The Offending Vehicle)
5. Smt. Chandrika Bai W/o Shri Chaintaram Yadav Aged About 63 Years R/o Village Kosmatara, Police Station Fasterpur, District Mungeli Chhattisgarh
6. Chintaram Yadav S/o Late Shri Santram Yadav Aged About 65 Years R/o Village Kosmatara, Police Station Fasterpur, District Mungeli Chhattisgarh

... Non-Applicant(s)

For Applicant	:	Mr. Anil Gulati, Advocate
For Non-Applicants No. 1 & 2	:	Mr. Keshav Dewangan, Advocate
For Non-Applicants No. 5 & 6	:	Mr. Raj Bahadur Singh, Advocate

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

23.02.2026

1. Mr. Anil Gulati would submit that there is arithmetical mistake in



computation of compensation. He would contend that compensation awarded by the learned Tribunal for loss of estate Rs. 15,000/-, funeral expenses Rs. 40,000 and loss of consortium Rs. 15,000/- could not be added while computing total compensation granted by the learned Claims Tribunal. He would pray to rectify this mistake.

2. On the other hand, learned counsel for non-applicants would oppose.
3. Heard.
4. Perusal of computation chart would make it clear that due to mistake sum of Rs. 15,000/- for loss of estate, Rs. 40,000/- for funeral expenses, and Rs. 15,000/- for loss of consortium granted by the learned Tribunal could not be included in the total sum, thus, MCC is allowed and sum of Rs. 70,000/- is added to the figure 12,85,200 and total sum granted by the learned Tribunal would be Rs. 13,55,200/- $\approx$ 13,55,000/-.

9.	Final Compensation	19,20,606 - 13,55,000 = 5,65,606/-	Rs. 5,65,606/-
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5. Accordingly, judgment passed in MAC No. 1064 of 2019 is modified to extent indicated above. This order shall be part of judgment passed in MAC No. 1064 of 2019.
6. With the aforesaid observation(s), the instant MCC is hereby **disposed of**.

Sd/-
(**Rakesh Mohan Pandey**)
Judge