



2026:CGHC:21302



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HIGH COURT OF CHHATTISGARH AT BILASPUR**MCC No. 448 of 2026**

- The Oriental Insurance Company Limited Through- Branch Manager, Branch Office- 1st Floor, Rama Trade Centre, Near Rajiv Plaza, Old Bus Stand, Bilaspur, Tahsil And District Bilaspur, Chhattisgarh

... Applicant**versus**

1. Shatruhan Lal Sahu S/o Abhayram Sahu Aged About 35 Years R/o Village Rampur, Police Station Bhakhara, Tahsil Bhakhara, District- Dhamtari (C.G.)
2. Sahdev S/o Abhyram Sahu Aged About 33 Years R/o Village Rampur, Police Station Bhakhara, Tahsil Bhakhara, District- Dhamtari (C.G.)
3. Smt. Lachchhni Bai Sahu W/o Manbodhi Sahu Aged About 37 Years R/o Village Navagaon, Police Station- Bhakhara, Tahsil Bhakhara District- Dhamtari (C.G.)
4. Vijay Patil S/o Bharatlal Patil Aged About 23 Years R/o Village Rampur, Police Station Bhakhara, Tahsil Bhakhara, District- Dhamtari (C.G.)(Driver)
5. Arjun Ratre S/o Shambhuran Ratre R/o Satnam Chowk Ward No. 12, Rampur, Police Station Bhakhara, Tahsil Bhakhara, District- Dhamtari (C.G.)(Owner)

... Non-Applicant(s)

For Applicant : Ms. M. Asha, Advocate
 For Non-Applicants No. 1 to 3 : Mr. Praveen Dhurandhar, Advocate
 For Non-Applicants No. 4 & 5 : Mr. R.S. Patel, Advocate

Hon'ble Shri Justice Rakesh Mohan Pandey**Order on Board****07.05.2026**

1. Insurance Company has filed this application for modification of order passed in MAC No. 248 of 2023 dated 12.03.2026.
2. Ms. M. Asha, Advocate would submit that the actual date of accident was



31.08.2020, but in the order dated 12.03.2026 it is mentioned as 31.08.2022.

Thus, the said part of the order requires modification.

She would further argue that this Court assessed the income of the deceased treating date of death 31.08.2022, whereas, the minimum wage admissible to an unskilled labourer on 31.08.2020 was Rs. 8,860/-, and therefore, the dependency part assessed by this Court also requires modification.

3. Learned counsel appearing for non-applicants would endorse submission made by Ms. M. Asha, Advocate.
4. Heard.
5. Perusal of the issue framed by the learned Tribunal would make it clear that date of accident was 31.08.2020 and accordingly, date of accident is modified in the order dated 12.03.2026 as 31.08.2020 instead of 31.08.2022..
6. This Court assessed the income of deceased taking date of death 31.08.2022, whereas, minimum wage admissible to an unskilled labourer on 31.08.2020 was Rs. 8,860/-. Accordingly, the compensation requires correction and same is being done herein-below:-

Sr. No.	Heads	Compensation awarded by Tribunal	Compensation awarded by this Court
1.	Income	Rs. 4000x12 = Rs. 48,000/-	Rs. 8,860/-x 12 = Rs. 1,06,320/-
2.	Future Prospect	10% of 48,000 = 4,800/- 48,000 + 4,800=52,800	10% of 1,06,320 = 10,632 1,06,320 + 10,632 = 1,16,952
3.	Deduction	(-) 1/3 of 52,800 =Rs. 17,600 52,800 – 17,600 = 35,200	(-) 1/3 of 1,16,952 = 38,984 1,16,952 – 38,984 = 77,968
4.	Multiplier	(x) 11 = Rs. 3,87,288/-	(x) 11 = Rs. 8,57,648/-
5.	Other heads-	Rs. 40,000 x 3 =	Rs. 40,000 x 3 = 1,20,000/-



	loss of Consortium (for appellants)	1,20,000/-	
6.	Funeral expenses	Rs. 16,500/-	Rs. 16,500/-
7.	Loss of Estate	Rs. 16,500/-	Rs. 16,500/-
8.	Total	Rs. 5,40,288/-	Rs. 10,10,648/-

7. In the result, MCC is allowed subject to above-stated corrections.

8. This order shall be part of the order passed in MAC No. 248 of 2023.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

Siddhant