



2026:CGHC:19118

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**MAC No. 2208 of 2019**

Rainu Yadav, S/o. Thothu @ Totu Yadav, Aged About 30 Years, R/o. Village Sargiguda Pujari Para, Police Station Burgum, District Bastar, Chhattisgarh.

... Appellant**versus**

1 - Krishna Kumar Jaiswal (Deleted as per order dated 25.04.2026)

2 - The Branch Manager, Iffco Tokiyo General Insurance Co. Ltd., Branch Office 345 - 347 Lal Ganga Shopping Mall G.E. Road Jaystambh Chowk Raipur, District Raipur, Chhattisgarh. (Insurer)

... Respondents

For Appellant : Mr. P.K.Tulsyan, Advocate

For Respondent No.2 : Mr. P.R.Patankar, Advocate

(Single Bench)**Hon'ble Shri Justice Sanjay K. Agrawal****Judgment on Board**



25.04.2026

- 1.** This appeal under Section 173 of the Motor Vehicles Act, 1988 has been preferred by the appellant/ claimant seeking enhancement of the amount of compensation, challenging the impugned award dated 15.10.2019 passed by learned Third Additional Motor Accident Claims Tribunal, Bastar, Place Jagdalpur (for short “*the Claims Tribunal*”) in Claim Case No.34/2018, by which the claim application of the claimant has been allowed and an amount of Rs.14,000/- has been awarded as compensation to the claimant along-with interest @ 9% per annum from the date of filing of claim application for the injuries suffered by him in the accident occurred on 11.08.2016.
- 2.** Mr. P.K.Tulsyan, learned counsel for the appellant/ claimant, would submit that just & proper compensation has not been awarded to the claimant by the learned Claims Tribunal, therefore, the amount of compensation be enhanced suitably.
- 3.** Mr. P.R.Patankar, learned counsel for the insurance company/ respondent No.2, would submit that the amount of compensation awarded by the learned Claims Tribunal is just & proper, which does not call for any interference.



4. I have heard learned counsel for the parties, considered their rival submissions made herein-above and gone through the records minutely.
5. After hearing learned counsel appearing for the parties and after going through the record, it appears that only Rs.14,000/- has been awarded as compensation, which is very meager amount and, therefore, Rs. 75,000/- more is awarded to the appellant/claimant in addition to the amount already awarded by the learned Claims Tribunal. Hence, the claimant is entitled for an amount of **Rs. 75,000/-** in addition to the amount of compensation already awarded by the Claims Tribunal. The concerned respondent is directed to deposit the amount of compensation as enhanced by this Court within a period of 30 days from the date of receipt of a copy of this order. The additional amount of compensation shall carry interest @ 9% *per annum* from the date of filing of claim application before the Tribunal till its realization. Rest of the conditions of the impugned award shall remain intact.
6. In the result, the appeal is partly allowed and the impugned award is modified to the extent as indicated herein-above.

Sd/-
(Sanjay K. Agrawal)
Judge