

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7658 OF 2009

SAJID .. APPELLANT(S)

Versus

MEHARBAN KHAN & ANR. .. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Madhya Pradesh at Indore in Miscellaneous Appeal No. 1017 of 2000, dated 27.06.2000.

2. The appellant/claimant sustained grievous injuries in the accident. On the claim petition filed by the appellant/claimant, the Additional Motor Accident Claims Tribunal, Ujjain, Madhya Pradesh, (for short, "the Tribunal") had awarded a compensation of Rs.1,41,500/- along with interest at the rate of 12 percent with effect from 19.02.1999.

3. Being aggrieved by the award so passed by the Tribunal, the appellant/claimant preferred appeal

before the High Court. The High Court by the impugned judgment and order has upheld the award passed by the Tribunal. Aggrieved by the order so passed by the High Court the appellant/claimant is before us in this civil appeal.

4. Heard learned counsel for the parties to the *lis*.

5. After carefully going through the judgment(s) and order(s) passed by the Tribunal as well as the High Court and keeping in view the peculiar facts and circumstances of the case, we are of the opinion that the compensation awarded by the Tribunal as upheld by the High Court be further enhanced by another sum of Rs.2,00,000/-.

6. Accordingly, while allowing this appeal we modify the judgment and order passed by the Tribunal. The appellant/claimant is now entitled for an enhanced amount of Rs.2,00,000/- over and above the compensation awarded by the Tribunal, as upheld by

the High Court, with an interest at the rate of 6 per cent on the enhanced amount from the date of order passed by the High Court. The compensation so enhanced by us shall be paid after deducting the amount already paid, if any.

7. The Civil Appeal is disposed of accordingly.

Ordered accordingly.

.....CJI.  
[ H.L. DATTU ]

.....J.  
[ ARUN MISHRA ]

NEW DELHI;  
SEPTEMBER 29, 2015

ITEM NO.38

COURT NO.1

SECTION IV

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Civil Appeal No(s). 7658/2009

SAJID

Appellant(s)

VERSUS

MEHARBAN KHAN & ANR.

Respondent(s)

(With office report)  
(FOR FINAL DISPOSAL)

Date : 29/09/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr. Anurag, Adv.  
Mrs. B. Sunita Rao, Adv.

For Respondent(s) Dr. (Mrs. ) Vipin Gupta, Adv.  
Ms. Pankaj Bala Verma, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The appeal is disposed of in terms of the  
signed order.

As a sequel to above order, all pending  
applications, if any, are disposed of.

[ Charanjeet Kaur ]  
A.R.-cum-P.S.

[ Vinod Kulvi ]  
Asstt. Registrar

[ Signed order is placed on the file ]