

ÍITEM NO.105

COURT NO.7

SECTION XVII

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). 3028 OF 2006

DAKSHIN HARYANA BIJI VITRAN NIGAM

Appellant (s)

VERSUS

UMED SINGH

Respondent(s)

Date: 04/02/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s)

Mr. Neeraj Kumar Jain, Sr. Adv.

Mr. Sanjay Singh, Adv.

Mr. Sushant Kumar, Adv.

Mr. Ugra Shankar Prasad, Adv.

For Respondent(s)

Mr. Ashok Agrwal, Adv.

Mr. Salar M. Khan, Adv.

Mr. M.A.Chinnasamy, Adv.

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

The appeal stands disposed of in terms of the
signed order. No order as to the costs.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3028

OF 2006

Dakshin Haryana Bijli Vitran

.... Appellant

Versus

Umed Singh

.... Respondent

O R D E R

Heard learned counsel for the parties.

These appeals have been filed against the judgment
and order dated 27.06.2003 of the National Consumer Disputes

Redressal Commission, New Delhi (hereinafter for short the 'National Commission') whereby the appeal preferred by the appellant herein has been dismissed and the appeal filed by the respondent-Umed Singh has been allowed and an amount of Rs.8,40,000/- has been directed to be paid to the respondent and his wife in equal shares.

The facts in detail have been set out in the impugned judgment and order and hence we are not repeating the same herein.

On the facts of the present case, we modify the impugned judgment and order and direct that the respondent-claimant shall be paid a sum of Rs.6,50,000/- (Rupees Six Lakhs Fifty Thousand only) alongwith interest @ 6% per annum from the date of the claim petition before the State Consumers Disputes Redressal Commission, Haryana. This amount shall be paid in full final settlement of the claim of the respondent arising out of the death of deceased and damage to the property. The payment shall be made within a period of three months from today after adjusting the amounts, if any, already paid.

The appeal stands disposed of in the above terms.

No order as to the costs.

.....J.
(MARKANDEY KATJU)

.....J.
(T.S. THAKUR)

NEW DELHI;
FEBRUARY 04, 2010