

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 376 OF 2013
(Arising out of SLP (Civil) No.10803 of 2009)

SARAMMA YOHANNAN & ORS.APPELLANT(S)	
VERSUS		
S. SUNDARARAJU & ORS.RESPONDENT(S)	

O R D E R

Delay condoned.
Leave granted.

In course of submissions, Ms. Hetu Arora Sethi, learned counsel appearing for the appellants, submitted a computation of the total compensation amount payable to the appellants - claimants. For making the computation, Ms. Sethi has taken the monthly salary of the deceased at Rs.18,000/-, as held by the High Court. The computation is made on the basis of the decision of this Court in Sarla Verma & Others v. Delhi Transport Corporation and Another, (2009) 6 SCC 121, and, according to it, the appellants are entitled to an additional sum of Rs.11,59,560/-.

Mr. A.K. De, learned counsel appearing for respondent No.3, the United India Insurance Company Limited (for short "the Insurance Company"), fairly stated that he would not contest the computation made by Ms. Sethi and the Insurance Company will pay the additional sum of Rs.11,50,000/- provided the appellants do not insist for interest on the additional amount.

Ms. Sethi accepts the offer made by Mr. De.

The appeal is, accordingly, disposed of with the direction to the Insurance Company to pay to the appellants the sum of Rs.11,50,000/ in addition to whatever has been paid earlier as per the order of the High Court.

The payment in terms of this order should be made within six weeks from today.

.....J.
(Aftab Alam)

.....J.
(Ranjana Prakash Desai)

New Delhi;
January 15, 2013.

ITEM NO.7 COURT NO.5 SECTION XIA

(From the judgement and order dated 17/12/2007 in MFA No.1132/2001 of The HIGH COURT OF KERALA AT ERNAKULAM)

SARAMMA YOHANNAN & ORS. Petitioner(s)

VERSUS

S.SUNDARARAJU & ORS. Respondent(s)

(With appln(s) for c/delay in filing SLP)

Date: 15/01/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Ms. Hetu Arora Sethi, Adv.
For Mr. Naveen R. Nath, Adv.

For Respondent(s) Mr. A.K. De, Adv.
Mr. Zahid Ali, Adv.
Mr. Debasis Misra, Adv.

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

Delay condoned.
Leave granted.
The appeal is disposed of in terms of the signed order.

| (Neetu Khajuria)

| (Sneh Bala Mehra)

| Sr.P.A.

| Court Master

(Signed order is placed on the file.)
