

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2846 OF 2014  
(Arising out of SLP(C) 22486 of 2012)

|Sri Jogesh Debbarma |.. APPELLANT |

Versus

|Sri Atal Chandra Biswas & Ors. |.. RESPONDENTS |

O R D E R

1. Leave granted.

2. This appeal is directed against the judgment and order passed by the High Court of Guwahati in MAC Appeal No. 75 of 2000, dated 15.12.2011. The High Court while partly allowing the appeal has enhanced the compensation from Rs.74,000/- to Rs.1,30,000/-

3. The appellant/claimant met with an accident and sustained grievous injuries. On the claim petition filed by the appellant/claimant, the Motor Accidents Claims Tribunal, West Tripura, Agartala (for short, 'the Tribunal') had awarded a compensation of Rs.74,000/- along with interest at the rate of 11 percent from the date of filing of the petition.

4. 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 enhanced the compensation from Rs.74,000/- to Rs.1,30,000/-. However, the High Court while awarding the compensation has not granted any interest to the claimant. Aggrieved by the order so passed by the High Court the appellant/claimant is before us in this Civil Appeal.

5. Heard learned counsel for the parties to the lis.

6. 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 High Court, while enhancing the compensation should have granted some interest to the appellant/claimant.

7. Accordingly, while allowing this appeal in part we direct the respondent-insurance company to give interest at the rate of 6 percent to the appellant on the enhanced amount from the date of orders passed by the High Court.

8. The Civil Appeal is disposed of accordingly.

Ordered accordingly.

.....J.

[ H. L. DATTU ]

.....J.  
[ S. A. BOBDE ]

NEW DELHI;  
FEBRUARY 21, 2014.

ITEM NO.44

COURT NO.3

SECTION XIV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).22486/2012

(From the judgement and order dated 15/12/2011 in MACA No.75/2000 of The  
HIGH COURT OF GUWAHATI ,ASSAM)

SRI JOGESH DEBBARMA

Petitioner(s)

VERSUS

SRI ATAL CHANDRA VISWAS & ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 21/02/2014 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU  
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Y. Raja Gopala Rao,Adv.  
Ms. Y. Vismai Rao, Adv.  
Mr. Hitendera Nath Rath, Adv.

For Respondent(s) Mr. Manish Pratap Singh, Adv.  
Mr. Ajay Singh, Adv.  
Dr. Nafis A. Siddiqui,Adv.

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

Leave granted.

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

| [ Charanjeet Kaur ] | | [ Vinod Kulvi ] |  
| Court Master | | Asstt. Registrar | |

[ Signed order is placed on the file ]

-----