

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.6957 OF 2015

FULESHWARI AND ORS.

..APPELLANT(S)

VERSUS

RAMSEVAK & ORS.

..RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Chhattisgarh at Bilaspur in Misc.Appeal(C) No.927 of 2009, dated 31.01.2012.

2. The appellants/claimants are the family members of the deceased, who has met with an accident and succumbed to his injuries. On the claim made by the appellants/claimants, the 2nd Additional Motor Accident Claims Tribunal, Baloda Bazar, (for short, "Tribunal"), had awarded a compensation of Rs.7,42,000/- with interest @ 6 per cent.

3. Being aggrieved by the compensation so awarded by Signature Not Verified

the Tribunal, the appellants/claimants have preferred an  
Digitally signed by  
Ramana Venkata Ganti  
Date: 2015.11.19  
13:03:31 IST  
Reason:

appeal before the High Court. The High Court, by its impugned judgment and order, while dismissing the appeal

filed by the claimants/appellants herein has affirmed the award passed by the Tribunal. Aggrieved by the judgment and order passed by the High Court, the appellants/claimants are before us in this appeal.

4. We have heard learned counsel for the parties to the lis.

5. After going through the judgments and orders 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 and upheld by the High Court be further enhanced by another sum of Rs.8,00,000/- with interest at the rate of 6 per cent on the enhanced amount from the date of the order passed by the High Court.

6. Accordingly, while allowing this appeal, we modify the judgment and order passed by the High Court. The appellants/claimants are now entitled for another sum of Rs.8,00,000/- over and above the compensation so awarded by the Tribunal and upheld by the High Court with  
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interest at the rate of 6 per cent on the enhanced amount from the date of the order passed by the High Court.

7. We clarify that the compensation shall be paid by the respondent No.3 as expeditiously as possible at any rate within a period of six weeks from today, without any deductions whatsoever.

Ordered accordingly.

.....CJI.  
(H.L. DATTU)

.....J.  
(ARUN MISHRA)

NEW DELHI,  
OCTOBER 29, 2015.

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ITEM NO.80

COURT NO.1

SECTION IV

Civil Appeal No(s). 6957/2015

SMT. FULESHWARI & ORS.

Appellant(s)

VERSUS

RAMSEVAK & ORS.

Respondent(s)

Date : 29/10/2015 This appeal was called on for hearing today.

CORAM :

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

For Appellant(s) Dr.Rajesh Pandey, Adv.  
Ms.Romila, Adv.  
Ms. Mridula Ray Bharadwaj,Adv.

For Respondent(s) Mr.K.K.Bhat, Adv.  
Mr. Ranjan Kumar Pandey,Adv.

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

The appeal is allowed, in terms of the signed order.

Pending application(s), if any, is/are disposed of.

(G.V.Ramana)  
AR-cum-PS

(Signed order is placed on the file)

(Vinod Kulvi)  
Asstt.Registrar