

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8454 OF 2015
(Arising out of SLP(C) No.22412 of 2012)

SYED HASANUDDIN ...APPELLANT(S)

VERSUS

K.KISHAN & ANR ...RESPONDENT(S)

O R D E R

1. Mr. A.K. De, learned counsel, who is present in Court and appears for the Insurance Company is directed to accept notice on behalf of Respondent No.2, Insurance Company, in this matter.
2. Leave granted.
3. This appeal is directed against the judgment and order passed by the High Court of Andhra Pradesh at Hyderabad in C.M.A. No.635 of 2003, dated 05.08.2011.

Signature Not Verified

Digitally signed by
NEETU KHAJURIA
Date: 2015.10.17
15:46:28 IST
Reason:

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4. The appellant/claimant, met with an accident and received grievous injuries. On the claim made by the appellant/claimant, the Motor Accident Claims Tribunal, Secunderabad (for short, "the Tribunal") had awarded a compensation of Rs.2,54,000/- along with interest at the rate of 9% per annum.
5. Being aggrieved by the compensation so awarded by the Tribunal, the appellant/claimant preferred an appeal before the High Court. The High Court, by its impugned judgment and order has

allowed the appeal filed by the appellant/claimant and modified the award passed by the Tribunal by further enhancing the compensation by Rs.33,000/- with interest at the rate of 6 per cent.

6. Aggrieved by the compensation so awarded by the High Court the appellant/claimant is before us.

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

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8. After carefully going through the impugned judgment and order passed by the High Court and the Tribunal as well as the material available on record and in view of the peculiar facts and circumstances of the case, we deem it appropriate to further enhance the compensation by Rs.50,000/- with interest at the rate of 6% per annum from the date of the order passed by the High Court.

9. Accordingly, while allowing this appeal we modify the judgment and order passed by the High Court. The appellant/ claimant is now entitled for an enhanced compensation of Rs.50,000/- over and above the compensation so awarded by the High Court along with an interest at the rate of 6% per annum on the enhanced amount from the date of the order passed by the High Court.

10. Insurance Company is directed to settle the professional fees of Mr. A.K. De, learned counsel, at the earliest.

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11. The Civil Appeal is disposed of accordingly.

.....CJI.

(H.L. DATTU)

.....J.
(ARUN MISHRA)

NEW DELHI,
OCTOBER 07, 2015.

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ITEM NO.6

COURT NO.1

SECTION XIIA

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 (C)

No(s).22412/2012

(Arising out of impugned final judgment and order dated
05/08/2011 in CMA No. 635/2003 passed by the High Court of
A.P. at Hyderabad)

SYED HASANUDDIN

Petitioner(s)

VERSUS

K.KISHAN & ANR

Respondent(s)

Date: 07/10/2015 This petition was called
on for hearing today.

CORAM :

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

For Petitioner(s)

Mr. V. Sridhar Reddy, Adv.
For Mr. V. N. Raghupathy, Adv.

For Respondent(s)

Mr. A.K. De, Adv.

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

Leave granted.

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

In view of the above, pending
application(s), if any, stand disposed of.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Assistant Registrar

(Signed order is placed on the file.)