

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 9986 OF 2014  
(Arising out of SLP(C) No. 24037 of 2009)

Ram Karan .. Appellant(s)  
Versus  
Hari Babu & Ors. .. Respondent(s)

O R D E R

1. Leave granted.

2. This appeal is directed against the judgment and order passed by the High Court of Judicature at Rajasthan in S.B. Civil Misc. Appeal No.936 of 2000 dated 27.01.2009.

3. The appellant/claimant met with an accident and sustained grievous injuries. On the claim made by the appellant/claimant, the Motor Accidents Claims Tribunal, Sawai Madhopur (for short, "the Tribunal")

had awarded compensation of Rs.31,321/- with interest

Signature Not Verified

at the rate of 12 per cent per annum from the date of

Digitally signed by

Charanjeet Kaur

Date: 2014.11.01

13:58:18 IST

Reason:

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Award till the date of its realization.

4. Being aggrieved by the compensation so awarded by the Tribunal, the Respondent No. 1 and 2 herein had preferred an appeal before the High Court. By the impugned judgment and order, the High Court has allowed the appeal and set aside the judgment and order passed by the Tribunal.

5. Aggrieved by the order so passed by the High Court the appellant/ claimant is before us in this appeal.

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 considered opinion that the order passed by the High Court be set aside and the order passed by the Tribunal be restored.

7. Accordingly, we allow this appeal, set aside the

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judgment and order passed by the High Court and restore the order passed by the Tribunal. The amount of compensation shall be paid after deducting the amount already paid, if any.

8. The Civil Appeal is disposed of accordingly.

.....CJ  
I.  
[ H.L. DATTU ]

.....  
J.  
[ RANJANA PRAKASH DESAI ]

.....J.  
[ A.K. SIKRI ]

NEW DELHI,  
OCTOBER 29, 2014.  
ITEM NO.108

COURT NO.1

SECTION XV

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). 24037/2009

(Arising out of impugned final judgment and order dated 27/01/2009 in SBCMA No. 936/2000 passed by the High Court Of Rajasthan At Jaipur)

RAM KARAN

Petitioner(s)

VERSUS

HARI BABU & ORS.

Respondent(s)

Date :29/10/2014 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI  
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s)        Mr. Anuj Bhandari, Adv.  
                                 Mr. Sarad Kumar Singhania, Adv.

For Respondent(s)        Mr. Praveen Swarup, Adv.  
                                 for M/s Law Associates & Co., Adv.  
  
                                 Mr. S.K. Verma, 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.

[ Charanjeet Kaur ]  
Court Master

[ Vinod Kulvi ]  
Asstt. Registrar

[ Signed order is placed on the file ]