

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S).8456 OF 2015
(Arising out of SLP(C) No. 24363 of 2012)

RAMASWAMY . . . APPELLANT (S)

VERSUS

UNITED INDIA INSURANCE
COMPANY LTD. & 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 Delhi in M.A.C Appeal No.328 of 2011, dated 13.01.2012.
3. The appellant/claimant met with an accident and sustained grievous injuries. On the claim made by the appellant/claimant, the Motor Accidents Claim Tribunal, Saket Courts, New Delhi, (for short, "the Tribunal") has allowed the petition and granted total compensation of Rs.4,45,779/- along with interest at the rate of 7.5% per annum.

4. Aggrieved by the judgment and order passed by the Tribunal the respondent-Insurance Company has preferred appeal before the High Court.

5. The High Court set aside the award passed by the tribunal and allowed the appeal of the respondent and reduced the compensation to Rs.2,82,595/-.

6. Aggrieved by the judgment and order passed by the High Court the appellant/claimant is before us in this appeal.

7. Heard learned counsel for the parties to the *lis*.

8. After carefully going through the impugned judgment and order passed by the High Court as well as the other material available on record, we are of the opinion that the High Court was not justified in setting aside the award passed by the Tribunal. In the result, the appeal is allowed and

the judgment and order passed by the High Court is set aside and the order passed by the Tribunal is restored.

9. The Civil Appeal is disposed of, accordingly.

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

.....J.
(ARUN MISHRA)

NEW DELHI,
OCTOBER 07, 2015.

ITEM NO.8

COURT NO.1

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 for Special Leave to Appeal (C) No. 24363/2012

(Arising out of impugned final judgment and order dated 13/01/2012 in MACA No. 328/2011 passed by the High Court of Delhi at New Delhi)

RAMASWAMY

Petitioner(s)

VERSUS

UNITED INDIA INS.CO.LTD.& ORS.

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. Parmanand Gaur, Adv.
Mr. Dipak K. Nag, Adv.

For Respondent(s) Mr. Arun Kumar Maji, Adv.
Mr. Sumi P. S., Adv.
Mr. Harsh Kumar Gautam, Adv.
Mr. Binay Kumar Das, Adv.

Mr. Viresh B. Saharya, Adv. (NP)

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.)