

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8337 OF 2010

SHASHIKALA

..APPELLANT(S)

VERSUS

MANAGING DIRECTOR, KSRTC

..RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Karnataka at Bangalore in M.F.A. No.11854 of 2006, dated 03.12.2008.

2. The appellant/claimant has met with an accident and sustained grievous injuries. On the claim made by the appellant/claimant, the Motor Accident Claims Tribunal, Sira, (for short, "the Tribunal") had awarded a compensation of Rs.2,52,500/- along with interest at the rate of 6% per annum.

3. Being aggrieved by the compensation so awarded by the Tribunal, the appellant/claimant preferred an appeal before the High Court.

4. The High Court, by its impugned judgment and order has allowed the appeal filed by the appellant/claimant and enhanced the compensation by Rs.1,00,000/- over and above the compensation awarded by the Tribunal.

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

6. We have heard learned counsel for the parties to the *lis*.

7. After carefully going through the impugned judgment(s) and order(s) 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.5,00,000/-, in addition to the amount enhanced by the High Court.

8. Accordingly, while allowing this appeal we modify the judgment and order passed by the High Court

and enhance the compensation by Rs.5,00,000/-, in addition to the amount enhanced by the High Court, with interest at the rate of 6% per annum on the enhanced amount from the date of the order passed by the High Court. The compensation so enhanced by us shall be paid after deducting the amount already paid if any.

9. The Civil Appeal is disposed of accordingly.

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

.....J.
(ARUN MISHRA)

NEW DELHI,
SEPTEMBER 29, 2015.

ITEM NO.83

COURT NO.1

SECTION IVA

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

Civil Appeal No(s). 8337/2010

SHASHIKALA

Appellant(s)

VERSUS

M.D.,KSRTC

Respondent(s)

(with office report)

Date : 29/09/2015 This appeal was called on for hearing today.

CORAM :

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

For Appellant(s)

Mr. Naik H.K., Adv.
Mr. B.V. Bhandarkar, Adv.
Mr. V. N. Raghupathy, Adv.

For Respondent(s) Mr. S. N. Bhat, Adv.

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

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

Pending application, if any, stand
disposed of.

(Neetu Khajuria)
Sr.P.A.(Vinod Kulvi)
Assistant Registrar

(Signed order is placed on the file.)