

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.7462 OF 2011

VUPPALA KISHAN & ANR. .. APPELLANT(S)

VERSUS

NAGARJUNA RESIDENTIAL HIGH SCHOOL
& ORS. .. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Andhra Pradesh at Hyderabad in Appeal Suit No.844 of 2001, dated 21.03.2011.

2. The appellants/claimants are the family members of deceased, who met with an accident and succumbed to his injuries. On the claim petition filed by the appellants/claimants, the Senior Civil Judge, Guruzala had dismissed the suit.

3. Being aggrieved by the order so passed by the Trial Court, the appellants/claimants preferred

appeal before the High Court. The High Court by the impugned judgment and order has allowed the appeal and awarded compensation of Rs.2,00,000/- with interest at the rate of 6 per cent per annum from the date of the suit. Aggrieved by the order so passed by the High Court the appellants/claimants are before us in this Civil Appeal.

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

5. After carefully going through the judgment(s) and order(s) passed by the High Court as well as the Trial Court and keeping in view the peculiar facts and circumstances of the case, we are of the opinion that the compensation awarded by the High Court be further enhanced by another sum of Rs.2,00,000/-.

6. Accordingly, while allowing this appeal we modify the judgment and order passed by the High Court and enhance the compensation by Rs.2,00,000/- over and above the compensation awarded by the High

Court with an interest at the rate of 6 per cent on the enhanced amount from the date of order passed by the High Court. The compensation so enhanced by us shall be paid after deducting the amount already paid, if any, to the orphanage in the local area in the Guntur District within eight weeks.

7. A compliance report in this regard be sent to the registry of this Court expeditiously.

8. The Civil Appeal is disposed of accordingly.

Ordered accordingly.

.....CJI.
[H.L. DATTU]

.....J.
[ARUN MISHRA]

NEW DELHI;
SEPTEMBER 30, 2015

ITEM NO.71

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

Civil Appeal No(s). 7462/2011

VUPPALA KISHAN & ANR

Appellant(s)

VERSUS

NAGARJUNA RESIDENTIAL HIGH SCL.& ORS.
(With office report)

Respondent(s)

Date : 30/09/2015 This appeal was called on for hearing today.

CORAM :

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

For Appellant(s) Ms. Shivani Khandekar, Adv.
Mrs. D. Bharathi Reddy, Adv.

For Respondent(s) Ms. Bina Madhavan, Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Mr. Mrityunjai Singh, Adv.
for M/s. Lawyer S Knit & Co, 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.

As a sequel to above order, all pending
applications, if any, are disposed of.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Vinod Kulvi]
Asstt. Registrar

[Signed order is placed on the file]