

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).31246/2008

(From the judgement and order dated 19/02/2008 in MFA No. 510/2003  
of The HIGH COURT OF KERALA AT ERNAKULAM)

MEENA KANNAN & ORS. Petitioner(s)

VERSUS

C.N.SHAJI & ORS. Respondent(s)

(With office report )

Date: 27/09/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR  
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Sajith P. Warriar, Adv. for  
Mr. M.P. Vinod,Adv.

For Respondent(s) Mr. Debasis Misra,Adv.

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

Leave granted.

The appeal is disposed of in terms of signed order.

(Pardeep Kumar) (Shashi Bala Vij)  
Court Master Court Master

[ SIGNED ORDER IS PLACED ON THE FILE ]  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8368 OF 2010  
[ ARISING OUT OF S.L.P. (C) NO. 31246 OF 2008 ]

MEENA KANNAN & OTHERS ...APPELLANT(S)

VERSUS

THE UNITED INDIA INSURANCE CO. LTD. ...RESPONDENT(S)

O R D E R

1. Leave granted.

2. Challenge in this appeal is to the judgment dated 19.2.2008 passed by the High Court whereby M.F.A. No. 510 of 2003 filed by the appellants was partly allowed.

3. The Motor Accident Claims Tribunal as well as High Court have awarded Rs. 10,000/- to the appellants for pain and suffering. Notice confined to the quantum of compensation for pain and suffering was issued by this Court on 17.12.2008.

4. None is present on behalf of the respondent though vakalatnama and counter-affidavit have been filed by Mr. Debasis Misra, advocate.

5. We have heard learned counsel appearing for the appellants and gone through the counter-affidavit filed by the respondent.

6. Considering the overall circumstances, we feel that  
: 2 :

compensation on account of pain and suffering should be increased to Rs. 25,000/- with interest @ 7.5% p.a.. Ordered accordingly.

7. The appeal stands disposed of accordingly.

.....J.  
[ V.S. SIRPURKAR ]

.....J.  
[ CYRIAC JOSEPH ]

NEW DELHI  
SEPTEMBER 27, 2010.