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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8062 OF 2009

|SHASHI KUMAR CHADHA | .. APPELLANT(S) |

Versus

|RAM KUMAR & ORS. | .. RESPONDENT(S) |

WITH
CIVIL APPEAL NO. 8064 OF 2009
CIVIL APPEAL NO. 8063 OF 2009
AND
WITH
CIVIL APPEAL NO. 8550 OF 2009

O R D E R

CIVIL APPEAL NO. 8062 OF 2009

1. These matters are arising out of a common impugned order and with similar facts, we take the facts of Civil Appeal No. 8062 of 2009 for the purpose of disposal of all these appeals.

2. This appeal is directed against the judgment and order passed by the High Court of Punjab and Haryana at Chandigarh in F.A.O. No. 344 of 2009, dated 02.09.2009.

3. The appellant/claimant is the family member of the deceased who succumbed to their injuries sustained. On the claim petition filed by the appellant/claimant, the Motor Accidents Claims Tribunal, Jalandhar (for short, 'the Tribunal') had awarded a compensation of Rs.3,60,000/-.

4. Being aggrieved by the award so passed by the Tribunal, the appellant/claimant preferred appeal before the High Court. The High Court by its impugned judgment and order has dismissed the appeal filed by the appellant/claimant. Aggrieved by the order so passed by the High Court the appellant/claimant is before us in this civil appeal.

5. Heard learned counsel for the parties to the lis.

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 view that the award so passed by the Tribunal needs to be further enhanced by Rs.50,000/-.

7. Accordingly, while allowing this appeal we modify the judgment and order passed by the Tribunal. The appellant/claimant is now entitled for a compensation of Rs.50,000/- over and above the compensation so awarded by the Tribunal with interest at the rate of 6 per cent on the enhanced amount from the date of order passed by the Tribunal. The compensation so enhanced by us shall be paid after deducting the amount already paid, if any.

8. The Civil Appeal is disposed of accordingly.

CIVIL APPEAL NOS. 8063, 8064 AND 8550 OF 2009

In view of the order passed by us in Civil Appeal No. 8062 of 2009, these appeals are also disposed of in the same terms, conditions, observations and directions contained therein.

Ordered accordingly.

.....J.
[H. L. DATTU]

.....J.
[C. NAGAPPAN]

NEW DELHI,
DECEMBER 17, 2013.
ITEM NO.60

COURT NO.3

SECTION IV

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.8062 OF 2009

SHASHI KUMAR CHADHA

Petitioner(s)

VERSUS

RAM KUMAR & ORS.

Respondent(s)

WITH C.A.NO.8064/2009
C.A.NO.8063/2009
C.A.NO.8550/2009

Date: 17/12/2013 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU
HON'BLE MR. JUSTICE C. NAGAPPAN

For Appellant(s) Mr.Dinesh Verma, Adv
Mr.Rajat Sharma, Adv.
Mr. Subhasish Bhowmick,Adv.

For Respondent(s) Mr. Rishi Malhotra,Adv.
Mr.Prem Malhotra, Adv.
Mr.Vishnu Bhagwan Ranga, Adv.

Mr.Ravi bakshi, Adv.
Mr.S.Gowthaman, Adv.
Mr.K.Paari Vendhan, Adv.

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

The Civil Appeals are disposed of, in terms of the signed order.

(G.V.Ramana)
Court Master
(signed order is placed on the file)

(Vinod Kulvi)
Asstt.Registrar