

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).21635/2006

(From the judgement and order dated 03/10/2005 in MACA No. 336/2005 of the HIGH COURT OF KERALA AT ERNAKULAM)

SARASU Petitioner(s)

VERSUS

BABY P.N. & ORS. Respondent(s)

Date: 11/02/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Mr. M.P. Vinod,Adv.
Mr. Ajay K. Jain,Adv.
Mr. Vimlesh Kumar,Adv.

For Respondent(s) Mr. R. Sathish,Adv.
Mr. Bharat Swaroop Sharma,Adv.
Mr. Vijay Kumar Pandita,Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

Heard the learned counsel for the parties. The appeal is disposed of in te

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of the signed order.

(A.S. BISHT)
COURT MASTER

(PUSHAP LATA BHARDWAJ)
COURT MASTER

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2008
[Arising out of SLP(C) No.21635/2006]

SARASU) ... APPELLANT(S)

:VERSUS:

BABY P.N. AND ORS.) ... RESPONDENT(S)

ORDER

Leave granted.

Having heard the learned counsel for the parties, we are of the opinion that in the present case, the proper multiplier which should have been applied was 16. The total amount payable in favour of the appellant, therefore, should have been Rs.48,000/- being 50% of Rs.96,000/-. Keeping in view the nature of injury suffered by the appellant, we are of the opinion that the amount of Rs.14,000/- granted under the head "Pain" should be enhanced to Rs.25,000/- The amount awarded in favour of the appellant shall carry an interest payable at the rate of 9 per cent per annum. We direct accordingly.

The appeal is disposed of with the aforementioned direction.

.....J
(S.B. SINHA)

.....J
(V.S. SIRPURKAR)

NEW DELHI,
FEBRUARY 11, 2008.