

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8720 OF 2015
(Arising out of SLP(C) NO 11261 OF 2015)

MUNİYAMMAL AND OTHERS .. APPELLANT(S)

Versus

B. SURESH AND ANOTHER .. RESPONDENT(S)

O R D E R

1. Leave granted.
2. This appeal is directed against the judgment and order passed by the High Court of Judicature at Madras in CMA No. 885 of 2014, dated 10.12.2014.
3. The appellants/claimants are the wife and children of the deceased K. Velayudham who died in an accident due to head injuries. On the claim petition filed by the appellants/claimants, the Motor Accident Claims Tribunal, Chennai (for short, "the Tribunal") had awarded a compensation of Rs.6,58,900/- along with interest at the rate of 7.5 percent per annum from the date of filing of the petition.
4. Being aggrieved by the award so passed by the

Tribunal, the appellants/claimants preferred appeal before the High Court. The High Court by the impugned judgment and order enhanced the compensation from Rs. 6,58,900/- to Rs. 12,06,000/-. Aggrieved by the order so passed by the High Court the appellants/claimants are 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 opinion that the compensation awarded by the High Court be further enhanced by another sum of Rs.6,00,000/-.

7. Accordingly, while allowing this appeal we modify the judgment and order passed by the High Court. The appellants/claimants are now entitled for an enhanced amount of Rs.6,00,000/- over and above the compensation awarded by the High Court with

interest at the rate of 6 per cent on the enhanced amount from the date of order passed by the High Court.

8. The Civil Appeal is disposed of accordingly.

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

.....J.
[ARUN MISHRA]

NEW DELHI;
OCTOBER 15, 2015.

ITEM NO.88

COURT NO.1

SECTION XII

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

Petition(s) for Special Leave to Appeal (C) No(s). 11261/2015

(Arising out of impugned final judgment and order dated 10/12/2014 in CMA No. 885/2014 passed by the High Court of Madras)

MUNİYAMMAL AND OTHERS

Petitioner(s)

VERSUS

B. SURESH AND ANOTHER

Respondent(s)

Date :15/10/2015 This petition was called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. Vipin Nair, Adv.
for M/s. Temple Law Firm, Adv.

For Respondent(s) Ms. Neerja Sachdeva, Adv.

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

Ms. Neerja Sachdeva, learned counsel is directed to take notice on behalf of the insurance company.

The professional fee of Ms. Neerja Sachdeva, learned counsel be paid by the insurance company within two months.

Leave granted.

The appeal is allowed in terms of the signed order.

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

[Vinod Kulvi]
Asstt. Registrar

[Signed order is placed on the file]