

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 829/2020
(Arising out of Special Leave Petition(C) No(s). 20034/2019)

JASVEER KAUR & ORS.

APPELLANT(s)

VERSUS

SHRI RAM GENERAL INSURANCE CO. LTD. & ANR.

RESPONDENT(s)

O R D E R

Leave granted.

None appears on behalf of the respondents even on second call.

Heard learned counsel for the petitioners and perused the record.

In our considered opinion, the High Court has fallen into error by quantifying the compensation based on the monthly income of the deceased at Rs.08,000/- per month. On the contrary, salary slips for the relevant period disclose that the deceased was earning Rs.15,000/- per month i.e. Rs.1,80,000/- per annum. Such amount of salary was not taken into consideration while quantifying the compensation. Hence, the judgment of the High Court reducing the compensation from Rs.20,90,000/- to Rs.11,45,000/- cannot be sustained. Accordingly, the judgment of the High Court stands set aside. The Award of the Tribunal is restored.

The appeal stands disposed of accordingly.

.....J.
[MOHAN M. SHANTANAGODAR]

.....J.
[R. SUBHASH REDDY]

NEW DELHI;
JANUARY 29, 2020.

ITEM NO.10

COURT NO.12

SECTION X

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). 20034/2019

(Arising out of impugned final judgment and order dated 19-09-2017 in AFO No. 626/2015 passed by the High Court Of Uttarakhand At Nainital)

JASVEER KAUR & ORS.

Petitioner(s)

VERSUS

SHRI RAM GENERAL INSURANCE CO. LTD. & ANR.

Respondent(s)

Date : 29-01-2020 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Petitioner(s) Mr. Ravindra S. Garia, AOR
Mr. Shashank Singh, Adv.

For Respondent(s)

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

The appeal stands disposed of in terms of the signed order.

Pending application(s), if any, stands disposed of accordingly.

(ASHWANI THAKUR)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)

(Signed order is placed on the file)