

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2530/2020

CHOLAMANDALAM MS GENERAL INSURANCE COMPANY LTD. Appellant(s)

VERSUS

RACHANA & ORS. Respondent(s)

O R D E R

Heard learned counsel for the Appellant as also learned counsel for the respondents.

In a claim for Motor Accident Compensation, the Motor Accidents Claims Tribunal (For short 'MACT') through its Award dated 17.11.2014 has awarded the sum of Rs.40,28,000/-. The High Court has enhanced the same to the sum of Rs.63,29,000/- through its judgment dated 12.07.2018. The accident is of the year 2011 and the material to indicate the salary of the deceased was produced.

Though learned counsel for the appellant would vehemently contend and refer to the conclusion reached by the MACT with reference to the documents that were produced to indicate the salary of the deceased, we note that the High Court while re-appreciating the evidence has also referred to the salary slips of the deceased and has thereafter arrived at its conclusion on taking into consideration the appropriate salary certificate.

In a matter of the present nature, we see no reason to interfere with impugned judgment. The appeal is, accordingly, dismissed.

The amount of Rs.33,01,084/- deposited by the appellant/Insurance Company before the Registry of this Court alongwith the interest accrued thereon shall be transferred to the MACT, Bangalore, to be accounted in MVC No.5589 of 2011, which shall thereafter be disbursed to the claimants.

Pending application(s) shall stand disposed of.

.....J.
(A.S. BOPANNA)

.....J.
(HIMA KOHLI)

NEW DELHI;
FEBRUARY 01, 2023

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.2530/2020

CHOLAMANDALAM MS GENERAL INSURANCE COMPANY LTD. Appellant(s)

VERSUS

RACHANA & ORS. Respondent(s)

Date : 01-02-2023 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA
HON'BLE MS. JUSTICE HIMA KOHLIFor Appellant(s) Ms. Meenakshi Midha, Adv.
Ms. Versha Singh, Adv.
Mr. Garv Singh, Adv.
Mr. Chander Shekhar Ashri, AORFor Respondent(s) Mr. Jitendra Mohapatra, Adv.
Mr. Karunakar Mahalik, AOR
Mr. Sarbendra Kumar, Adv.
Mr. Manoj Kumar, Adv.
Mr. Ashok Sharma, Adv.UPON hearing the counsel the Court made the following
O R D E R

The appeal is dismissed in terms of signed order.

The amount of Rs.33,01,084/- deposited by the appellant/Insurance Company before the Registry of this Court alongwith the interest accrued thereon shall be transferred to the MACT, Bangalore, to be accounted in MVC No.5589 of 2011, which shall thereafter be disbursed to the claimants.

Pending application(s) shall also stand disposed of.

(RAJNI MUKHI)
COURT MASTER (SH)(DIPTI KHURANA)
ASSISTANT REGISTRAR

(Revised signed order is placed on the file)