

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 862/2017

TMT. UMA

Appellant

VERSUS

THE DIVISIONAL OFFICER, M/S. NEW
INDIA ASSURANCE CO. LTD & ANR.

Respondents

O R D E R

Heard Mr. T. Harish Kumar, learned counsel for the appellant and Mr. J.P.N. Shahi, learned counsel for the insurer.

Keeping in view the injury and the status of the appellant, we are inclined to think that the High Court was not justified in reducing the percentage of injury, and there was no justification for reduction of one-third towards the expenditure of self. In our considered opinion, if both the components are taken into account, the total amount of compensation should come to Rs.42,00,000/- (Rupees forty two lacs only). Being asked, Mr. J.P.N. Shahi agreed to a sum of Rs.42,00,000/- (Rupees forty two lacs only). The enhanced sum shall be deposited before the Tribunal within twelve weeks hence, failing which it shall carry interest at the rate of 9% per annum from the date of application before the Tribunal. The amount deposited shall be disbursed in favour of the appellant on proper

identification.

In view of the above, the appeal stands disposed of. There shall be no order as to costs.

.....CJI.
[Dipak Misra]

.....J.
[Sanjay Kishan Kaul]

New Delhi;
December 22, 2017.

ITEM NO.37

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

Civil Appeal No. 862/2017

TMT. UMA

Appellant

VERSUS

THE DIVISIONAL OFFICER, M/S NEW INDIA
ASSURANCE CO. LTD & ANR.

Respondents

Date : 22-12-2017 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Appellant

Mr. T. Harish Kumar, AOR

For Respondents

Mr. J.P.N. Shahi, Adv.
Ms. Komal Dhingra, Adv.
Ms. Garima Prashad, AOR

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

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

Pending interlocutory applications, if any, also stand disposed of.

(Deepak Guglani)
Court Master

(Jagdish Chander)
Court Master

(Signed order is placed on the file)