

**IN THE COURT OF DR. SHIRISH AGGARWAL
PRESIDING OFFICER: MOTOR ACCIDENT CLAIMS
TRIBUNAL-01: PATIALA HOUSE COURTS, NEW DELHI**

DLND010007202026



MACT No. 75/2026

1. Sh. Madan Dhari Singh (Father of deceased)
S/o Sh. Shivnandan Sharma
R/o Village Shahabad, Post Chhata,
Shahabad, Patna, Bihar-804452.
 2. Smt. Shiv Kumari Devi (Mother of deceased)
W/o Sh. Madan Dhari Singh @ Madan Sharma
R/o Village Shahabad, Post Chhata,
Shahabad, Patna, Bihar-804452.
 3. Sh. Lavkush Kumar Pandey (Son of deceased)
S/o Late Sh. Akhilesh Sharma,
R/o Village Shahabad, Post Chhata,
Shahabad, Patna, Bihar-804452.
-Petitioners

Versus

1. Sh. Prithvi Narula (Driver)
S/o Sh. Gurmeet Singh Narula,
R/o V-347, Greater Kailash-1, New Delhi.
2. Sh. Ranvir Singh Narula (Owner)
S/o Sh. Gurmeet Singh Narula,
R/o V-347, Greater Kailash-1, New Delhi.
3. ICICI Lombard General Insurance Co. Ltd. (Insurer)
5th Floor, Plot No. 14, Janakpuri District Centre,
New Delhi.Respondents

Date of filing of DAR : 21.01.2026
Date of award : 03.06.2026

AWARD

1. The matter has been settled between the petitioners and Insurance Company for a total sum of Rs.13,50,000/-(Rupees Thirteen Lakh Fifty Thousand only) in full and final settlement of claim amount. Separate statements of Ld. Counsel for petitioners and Ld. Counsel for Insurance Company have been recorded in this regard.

2. In view of statements made, an award in the sum of Rs.13,50,000/- (Rupees Thirteen Lakh Fifty Thousand only) in favour of the petitioners and against Insurance Company is passed towards full and final settlement of claim of the petitioners for compensation in respect of fatal injuries suffered by the deceased in the accident, which is subject matter of present DAR arising out of FIR no.252/25, under Sections 281/106(1) BNS, PS Delhi Cantt.

APPORTIONMENT

3. Out of the awarded amount, 15% share each is being awarded to petitioners no. 1 and 2, i.e. father and mother of deceased and the remaining 70% share is being awarded to petitioner no. 3, i.e. son of deceased.

RELEASE

4. Out of the amount awarded to petitioners no. 1 and 2 each, 50% amount each is directed to be kept with UCO Bank, Patiala House Court, New Delhi for a period of one year. The amount of FDRs on maturity would be released in their

respective savings/MACT Claims SB Accounts opened/to be opened near the place of their residence, as directed vide order dated 21.01.2026 and remaining 50% amount each is directed to be released into their above said accounts, which can be withdrawn through withdrawal form and utilized by them.

Out of the amount awarded to petitioner no. 3, 90% amount is directed to be kept with UCO Bank, Patiala House Court, New Delhi in the **Motor Accident Claims Annuity Deposit (MACAD)** in form of 50 monthly fixed deposit receipts (FDRs) of equal amounts for a period of 1 to 50 months in succession, as per scheme formulated by the **Hon'ble Delhi High Court vide order dated 01.05.2018 in FAO No. 842/2003, titled as Rajesh Tyagi & Ors. Vs. Jaibir Singh & Ors.** and as implemented vide **subsequent order dated 07.12.2018 and order dated 08.01.2021** passed in the said case. The amount of FDRs on maturity would be released in his saving/MACT Claims SB Account opened/to be opened near the place of his residence, as directed vide Order dated 21.01.2026 and remaining 10% amount is directed to be released into his above said account, which can be withdrawn through withdrawal form and utilized by him.

The disbursement to the petitioners is, however, subject to addition of proportionate future interest and also deduction of proportionate tax on the interest amount or amount of interim award, if any, to/from their shares.

The bank shall not permit any joint names to be added in the savings bank accounts or MACAD scheme accounts of petitioners i.e. the bank account of petitioners shall be

individual account and not a joint account.

The original fixed deposits shall be retained by the UCO Bank, PHC, New Delhi in safe custody. However, the statement containing FDR numbers, amounts, dates of maturity and maturity amounts shall be furnished by the said bank to the petitioners and the above amount shall be released in account of petitioners by the Manager, UCO Bank, PHC, ND through RTGS/NEFT/or any other electronic mode.

The monthly interest be credited by Electronic Clearing System (ECS) in the saving bank accounts of the petitioners near the place of their residence.

The maturity amount of the FDR (s) on monthly basis net of TDS be credited by Electronic Clearing System (ECS) in the above accounts of petitioners.

No loan, advance or withdrawal or pre-mature discharge be allowed on the MACAD without permission of the Court.

5. Respondent no. 3 is directed to deposit the award amount with the UCO Bank, Patiala House Court Branch by RTGS/NEFT/IMPS in bank account of this tribunal being maintained with the above said bank within 30 days from today, failing which it is liable to pay interest at the rate of 9% per annum for the period of delay. In case even after lapse of 90 days from today, respondent no. 3 fails to deposit this compensation with interest, in that event, in light of the judgment of the Hon'ble High Court of Delhi in the case of New India Assurance Company Limited Vs. Kashmiri Lal, 2007 ACJ 688, this compensation shall be recovered by attaching the bank account

of the insurance company with a cost of Rs.5,000/-.

6. A copy of this award be given to the parties free of cost and be sent by email. Ahlmad is directed to send the copy of the award to the concerned Judicial Magistrate and Delhi Legal Services Authority, New Delhi District in view of Judgment titled as Rajesh Tyagi Vs. Jaibir Singh & Ors. passed in FAO no.842/2003 dated 12.12.2014.

7. Further, Nazir is directed to maintain the record in Form XVIII as per the directions given by the Hon'ble Delhi High Court in Rajesh Tyagi's case on 08.01.2021.

8. The particulars of Form-XVII of the Modified Claims Tribunal Agreed Procedure, in terms of directions given by the Hon'ble Delhi High Court in the Rajesh Tyagi Vs. Jaibir Singh & Ors.(supra) on 08.01.2021, are as under:-

1.	Date of the accident	26.09.2025
2.	Date of filing of Form I- First Accident Report (FAR)	02.10.2025
3.	Date of delivery of Form-II to the victim(s)	02.10.2025
4.	Date of receipt of Form-III from the Driver	02.10.2025
5.	Date of receipt of Form-IV from the owner	03.01.2026
6.	Date of filing of the Form-V-Interim Accident Report (IAR)	03.01.2026
7.	Date of receipt of Form-VIA and Form VIB from the Victim (s)	Not given
8.	Date of filing of Form-VII-Detailed Accident Report (DAR)	21.01.2026
9.	Whether there was any delay or deficiency on the part of the	No

	Investigating Officer? If so, whether any action/direction warranted?	
10.	Date of appointment of the Designated Officer by the Insurance Company.	Not given
11.	Whether the Designated Officer of the Insurance Company submitted his report within 30 days of the DAR?	No
12.	Whether there was any delay or deficiencies on the part of the Designated Officer of the Insurance Company? If so, whether any action/direction warranted?	Yes
13.	Date of response of the petitioner(s) of the offer of the Insurance Company.	03.06.2026
14.	Date of the award	03.06.2026
15.	Whether the petitioner(s) were directed to open savings bank account(s) near their place of residence?	Yes
16.	Date of order by which petitioner(s) were directed to open savings bank account(s) near his place of residence and produce PAN Card and Adhaar Card and the direction to the bank not issue any cheque book/debit card to the petitioner (s) and make an endorsement to this effect on the passbook(s).	21.01.2026
17.	Date on which the petitioner(s) produced the passbook of their savings bank account near the place of their residence along with the endorsement, PAN Card and Adhaar Card?	Yet to furnish
18.	Permanent Residential Address of the petitioner(s)	As mentioned above

19.	Whether the petitioner(s) savings bank account(s) is near his place of residence?	Yet to furnish
20.	Whether the petitioner(s) were examined at the time of passing of the award to ascertain his/their financial condition?	No

9. File be consigned to record room after necessary formalities. A separate file be prepared for compliance report and be put up on 28.07.2026.

Announced in the open court
on 03.06.2026

(Shirish Aggarwal)
PO/MACT-01, New Delhi District,
Patiala House Courts Complex,
New Delhi