

3 MACT 144/25
HARJINDER SINGH Vs. KUNDAN KUMAR

26.11.2025

File taken up today as 25.11.2025 was declared holiday on account of Guru Tegh Bahadur Ji Martydom Day, 2025.

Present: None for petitioner.
Shri Ajay Anand, Ld. Counsel for driver and owner alongwith driver.
Shri Amit Kumar Mittal, Ld. Counsel for insurance company.

Legal offer filed on behalf of insurance company. Same is not acceptable to the counsel for petitioner on the ground that there are chances that petitioner may suffer permanent disability, for the assessment of the same, he is moving application today.

Considering the fact that legal offer filed by Insurance Company is not acceptable to the petitioner as also taking into account the law laid down by Hon'ble Supreme Court of India in case reported as, "2022 SCC Online SC 1769", titled as, "Gohar Mohammed V/s Uttar Pradesh State Road Transport Corporation & Ors." (DOD: 15.12.2022), the issue which remains to be decided in the matter is only qua "quantum of compensation" which needs to be paid to the petitioner. Accordingly, following issue is framed in the matter:

1. How much is the quantum of compensation which needs to be awarded to the petitioner/injured namely Sh. Harjinder Singh, who suffered injuries in road traffic accident on 30.09.2024, at about 12.00AM at Near Masjid Village Badli, Delhi, within the jurisdiction of PS. S. P. Badli, due to rashness and negligence on the part of the driver Kundan Kumar/R-1, who was driving vehicle bearing registration No. HR 38X 1990, owned by Sh. Ramshankar/R-2 and insured with The New India Assurance Company Limited/R-3?

2. Relief.

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List the matter for PE now on **17.03.2026**.

Let list of witnesses be filed within one week and affidavit(s) by way of evidence of the witness(es) of petitioner(s) be filed within one week thereafter with advance copy thereof to the other side. Steps for summoning of witnesses be taken well in advance.

(Richa Manchanda)
Judge MACT-2 (North)
Rohini Courts, Delhi/26.11.2025