

NARVEER (I) (FIR 476/2024/SARAI ROHILLA) Vs. ROHIT
(RELIANCE GENERAL INSURANCE)

29.04.2026

Present : Mr. Nishant Gupta, Ld. Proxy Counsel for petitioner.
None for respondent No. 1.
Mr. Deepak Yadav, Ld. Proxy Counsel for respondent No. 2/
Insurance Company.

Ld. Proxy Counsel submits that the petitioner could not visit the Hospital within two days as per last order due to the marriage of his daughter and requests that fresh directions be issued for assessment of disability. He has also filed an application under Section 151 CPC seeking directions to the concerned Medical Superintendent for disability assessment.

Ld. Proxy Counsel for respondent no. 2 requests that the interest may be stopped on account of the delay of the petitioner.

Record perused.

From the record, it transpires that since July 2025, the petitioner has been delaying the present matter and is not pursuing the case in respect of assessment of his disability. It appears that the petitioner is not interested in pursuing the case.

In the interest of justice, one last opportunity is granted to the petitioner to pursue the present matter.

Submissions heard on the application seeking disability assessment. Record perused.

Ld. Counsel for petitioner submits that directions may be issued to the Medical Superintendent, Lok Nayak Hospital in place of Aruna Asaf Ali Hospital, as the dasti copy of the order alongwith original form 'J' have not been

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deposited in Aruna Asaf Ali Hospital and now they have been apprised that his assessment would not be conducted at Aruna Asaf Ali Hospital due to shortage of staff.

Heard. Perused.

This is an application moved by the petitioner for getting himself examined as to disability. He claims that disability occurred owing to the accident. The application is accompanied by the format prescribed in Form J (Under Rule 18 of Motor Accident Claims Tribunal, Delhi). Form J has also been filed by the Ld. Counsel for petitioner.

As per Order No. F No. 24/Misc.Policy/Disability/DHS/NHS/1039-45 Dated 02/05/2019 issued by the Department of Health & Family Welfare, Lok Nayak Hospital is earmarked for Central District for the purposes of assessment of disability. As per observations made by the Hon'ble Supreme Court of India in Bajaj Allianz General Insurance Company Ltd. Vs Union of India in Writ Petition (s) (Civil) No (s). 534/2020 date of order 16/11/2021, the District Medical Board has been directed to follow the guidelines issued by the Ministry of Social Justice and Empowerment, Government of India vide Gazette Notification S. No. 61, dated 05.01.2018 for issuance of disability Certificate.

Accordingly, in terms of the above, the 'Medical Superintendent', Lok Nayak Hospital, Delhi is directed to get the petitioner examined by a Medical Board for the purpose of ascertaining neurology / Orthopedic / permanent disability, if any, and the extent of disability. The petitioner is directed to appear before the office of M.S., Lok Nayak Hospital, Delhi within a week.

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The M.S. / Medical Board shall be at liberty to fix any other date convenient to them for the medical examination of the petitioner and send the report/disability certificate directly to this Tribunal within 21 days alongwith an attested copy of the records of medical examination carried out for the purpose of assessment of disability. A copy of the same be also provided to the petitioner.

Copy of this order alongwith original 'Form J' bearing photograph of claimant and copy of discharge summary/MLC be sent to the MS concerned.

Application stands disposed off accordingly.

On request, copy of this order be given *dasti*.

Renotify for consideration of disability report/further proceedings on **15.07.2026**.

(POOJA AGGARWAL)
PO, MACT-02, Central District
Tis Hazari Courts, Delhi
29.04.2026(R)